



New South Wales

# **Environmental Planning and Assessment (Housing Delivery Authority) Order 2024**

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning and Public Spaces, make the following order under the *Environmental Planning and Assessment Act 1979*, section 2.3.

Dated 17 December 2024.

PAUL SCULLY, MP  
Minister for Planning and Public Spaces

## Environmental Planning and Assessment (Housing Delivery Authority) Order 2024

under the

Environmental Planning and Assessment Act 1979

### 1 Name of order

This order is the *Environmental Planning and Assessment (Housing Delivery Authority) Order 2024*.

### 2 Commencement

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

### 3 Definitions

In this order—

**approval** means a consent, licence, permit, permission or another form of authorisation.

**Housing Delivery Authority** means the panel established under section 4.

**the Act** means the *Environmental Planning and Assessment Act 1979*.

**Note—** The Act and the *Interpretation Act 1987* contain definitions and other provisions that affect the interpretation and application of this order.

### 4 Establishment of Housing Delivery Authority

- (1) A panel with the name of the Housing Delivery Authority is established for the purposes of the Act.

**Note—** The Act, section 2.3(2) provides that the chairperson and other members of a panel are to be appointed by the Minister or the Planning Secretary, as the case requires.

- (2) The Housing Delivery Authority is a NSW Government agency.

### 5 Functions of Housing Delivery Authority

The Housing Delivery Authority has the following functions—

- (a) exercising functions under the Act that have been delegated to the Housing Delivery Authority,
- (b) providing advice, recommendations or reports to the Minister about the following—
- (i) residential development and housing supply,
  - (ii) the declaration of specific residential development on specific land as State significant development,
  - (iii) the rezoning of land for residential purposes or for residential and other purposes,
  - (iv) a direction that the Planning Secretary, or a panel, person or body, be the planning proposal authority under the Act, section 3.32 for a proposed instrument,

- (c) providing advice, recommendations or reports to public authorities about residential development, housing supply and the rezoning of land for residential purposes or for residential and other purposes,
- (d) liaising with public authorities about the giving of concurrences, approvals, advice and referrals under the Act or other Acts or laws to assist persons to obtain approval to carry out residential development or mixed residential and other development,
- (e) preparing guidance materials in relation to the declaration of State significant development under the Act, section 4.36.

**Note—** The Act, section 2.3(3) provides that the specification of functions by this order does not limit other functions that may be conferred on the Housing Delivery Authority under the Act or another Act.