
Environmental Planning and Assessment Amendment Bill 2008

Amendments proposed by Legislative Council on 18 June 2008 am.

No. 1 Page 22, Schedule 2.1 [5], lines 31 and 32. Omit all words on those lines. Insert instead:

[5] Section 22 Establishment of other committees

Omit section 22 (4). Insert instead:

- (4) The regulations may make provision for or with respect to the following matters:
 - (a) the procedures of committees in exercising their functions,
 - (b) the remuneration payable to committee members and alternate members,
 - (c) the appointment of alternate members for committee members and the functions of alternate members,
 - (d) the appointment and procedures of subcommittees in exercising their functions.

No. 2 Page 28, Schedule 2.1 [13], proposed section 23I (3), lines 11–13. Omit all words on those lines. Insert instead:

- (3) The members of a panel of experts are to consist of persons having expertise in at least 1 of planning, architecture, heritage, the environment, urban design, land economics, traffic and transport, law, engineering, tourism or government and public administration.

No. 3 Page 28, Schedule 2.1 [13], proposed section 23J. Insert after line 34:

- (c) the provision of information or reports by councils with respect to the exercise of functions by independent hearing and assessment panels and any actions taken or not taken by councils in response to panel assessments.

No. 4 Page 72, Schedule 2.2 [75], proposed clause 125 (1), line 14. Omit “, or a committee established under section 22,”.

No. 5 Page 79, Schedule 2.10 [12], proposed clause 268C. Insert after line 32:

committee means a committee established under section 22.

No. 6 Page 79, Schedule 2.10 [12], proposed clause 268C, line 34. Omit “or a planning assessment panel”. Insert instead “, a planning assessment panel or a committee”.

No. 7 Page 80, Schedule 2.10 [12], proposed clause 268G. Insert after line 22:

- (2) This clause does not apply to a committee appointed to act as an advisory body.

No. 8 Page 80, Schedule 2.10 [12], proposed clause 268H, line 24. Insert “(other than a committee)” after “planning body”.

No. 9 Page 81, Schedule 2.10 [12]. Insert after line 33:

268L Remuneration of committee members

A committee member is entitled to be paid such remuneration (including travelling and subsistence allowances) as is specified in the member’s instrument of appointment.

268M Alternate members for committees

- (1) The Minister or Director-General may, from time to time, appoint a person to be the alternate of a committee member, and may revoke any such appointment.
- (2) In the absence of a committee member, the member’s alternate may, if available, act in the place of the member.
- (3) While acting in the place of a committee member, a person has all the functions of the member and is taken to be a committee member.
- (4) A person while acting in the place of a committee member is entitled to be paid such remuneration (including travelling and subsistence allowances) as the Minister may from time to time determine in respect of the person.
- (5) A person may be appointed as the alternate of 2 or more committee members, but may represent only one of those members at any meeting of the committee.
- (6) This clause does not operate to confer on the alternate of a member who is the Chairperson of a committee the member’s functions as Chairperson.

268N Minutes of committee meetings

- (1) The Chairperson must cause minutes to be kept of the proceedings of each meeting of a committee.
- (2) The Director-General must cause the minutes of meetings of committees to be published on the website of the Department within 3 months of the meetings concerned.

No. 10 Page 114, Schedule 3.2 [1], line 9. Insert “and the trustees appointed under subsection (9)” after “Director-General”.

No. 11 Page 115, Schedule 3.2 [1]. Insert after line 10:

- (9) The Minister is to appoint an independent board of 6 trustees for the purposes of this section, comprising 2 representatives of local government, 2 representatives of the Department of Planning, and 2 representatives of the Treasury nominated by the Treasurer.