



New South Wales

Environmental Planning and Assessment Amendment (Demolition Orders) Bill 2012

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The object of this Bill is to amend the *Environmental Planning and Assessment Act 1979*:

- (a) to enable a local council or other relevant consent authority to give an order to demolish or remove an unoccupied building if it is unsightly and significantly detracts from the amenity of the neighbourhood, and
- (b) to provide that representations in relation to a proposed demolition order are to be made within the period of 10 working days following the date on which notice of the order is given, and
- (c) to provide that a demolition order may specify a compliance period of not less than 10 working days.

Outline of provisions

Clause 1 sets out the name (also called the short title) of the proposed Act.

Clause 2 provides for the commencement of the proposed Act on the date of assent to the proposed Act.

Environmental Planning and Assessment Amendment (Demolition Orders) Bill 2012

Explanatory note

Schedule 1 amends the *Environmental Planning and Assessment Act 1979* to give effect to the object set out in the Overview above.

Introduced by Ms S K Hornery, MP

First print



New South Wales

Environmental Planning and Assessment Amendment (Demolition Orders) Bill 2012

Contents

	Page
1 Name of Act	2
2 Commencement	2
Schedule 1 Amendment of Environmental Planning and Assessment Act 1979 No 203	3



New South Wales

Environmental Planning and Assessment Amendment (Demolition Orders) Bill 2012

No. , 2012

A Bill for

An Act to amend the *Environmental Planning and Assessment Act 1979* to provide for demolition orders to be given in relation to unoccupied buildings that are unsightly and detract from the amenity of the neighbourhood; and for other purposes.

The Legislature of New South Wales enacts:	1
1 Name of Act	2
This Act is the <i>Environmental Planning and Assessment Amendment (Demolition Orders) Act 2012.</i>	3 4
2 Commencement	5
This Act commences on the date of assent to this Act.	6

Schedule 1	Amendment of Environmental Planning and Assessment Act 1979 No 203	1
		2
[1] Section 121B Orders that may be given by consent authority or by Minister etc		3
		4
Insert after paragraph (d) of item 2 in Column 2 of the Table to section 121B (1):		5
		6
(e) Building is unoccupied and unsightly and detracts significantly from the amenity of the neighbourhood		7
		8
[2] Section 121H Notice to be given of proposed order		9
		10
Insert after section 121H (3):		10
(3A) For the purposes of subsection (3), the nominated date in the case of an order under item 2 of the Table to section 121B (1) is reasonable if the date is at least 10 working days later than the date on which the notice is given.		11
		12
		13
		14
[3] Section 121M Period for compliance with order		15
		16
Insert after section 121M (2):		16
(3) An order under item 2 of the Table to section 121B (1) may specify a period of not less than 10 working days within which the order must be complied with.		17
		18
		19