
Environmental Planning and Assessment Amendment Bill 2008

Amendment made by Legislative Assembly on 4 June 2008.

No. 1 Page 37, Schedule 2.1. Insert after line 7:

[33] Section 96 (3A)

Insert after section 96 (3):

- (3A) For the purposes of the application of section 79C (1) under subsection (3):
 - (a) the consent authority must treat the application for modification as if it were an application for development consent made at the time the consent authority is determining the application for modification, and
 - (b) without limiting paragraph (a), the provisions of any environmental planning instrument apply to the application for modification as if it were an application for development consent.