

State Environmental Planning Policy (Precincts—Regional) 2021

[2021-727]



New South Wales

Status Information

Currency of version

Historical version for 2 December 2021 to 28 February 2022 (accessed 2 May 2024 at 11:51)

Legislation on this site is usually updated within 3 working days after a change to the legislation.

Provisions in force

None of the provisions displayed in this version of the legislation have commenced.

Authorisation

This version of the legislation is compiled and maintained in a database of legislation by the Parliamentary Counsel's Office and published on the NSW legislation website, and is certified as the form of that legislation that is correct under section 45C of the [Interpretation Act 1987](#).

File last modified 2 December 2021

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State Environmental Planning Policy (Precincts—Regional) 2021



New South Wales

Chapter 1 Preliminary

1.1 Name of Policy

This Policy is *State Environmental Planning Policy (Precincts—Regional) 2021*.

1.2 Commencement

This Policy commences on 1 March 2022 and is required to be published on the NSW legislation website.

1.3 Definitions

In this Policy—

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 Policy.

1.4 Transferred provisions

The *Interpretation Act 1987*, section 30A is taken to apply to the provisions transferred to this Policy on the commencement of this Policy in the same way as it applies to provisions transferred from a statutory rule to another statutory rule.

Note—

The *Interpretation Act 1987*, section 30A provides—

- (a) the transfer of a provision does not affect the operation or meaning of the provision, and
- (b) a transferred provision is to be construed as if it had not been transferred.

Chapter 2 State significant precincts

Editorial note—

State Environmental Planning Policy (Precincts—Eastern Harbour City) 2021 transfers certain provisions of *State Environmental Planning Policy (State Significant Precincts) 2005* to this Chapter. The provisions will be incorporated into this Policy on the NSW legislation website when this Policy commences.

Chapter 3 Activation Precincts

Editorial note—

Schedule 11 transfers certain provisions of *State Environmental Planning Policy (Activation Precincts) 2020* to this Chapter. The provisions will be incorporated into this Policy on the NSW legislation website when this Policy commences.

Chapter 4 Kosciuszko National Park and alpine resorts

Editorial note—

Schedule 11 transfers certain provisions of *State Environmental Planning Policy (Kosciuszko National Park—Alpine Resorts) 2007* to this Chapter. The provisions will be incorporated into this Policy on the NSW legislation website when this Policy commences.

Chapter 5 Gosford city centre

Editorial note—

Schedule 11 transfers certain provisions of *State Environmental Planning Policy (Gosford City Centre) 2018* to this Chapter. The provisions will be incorporated into this Policy on the NSW legislation website when this Policy commences.

Appendices 1-6

Editorial note—

State Environmental Planning Policy (Precincts—Eastern Harbour City) 2021 transfers certain Appendices from *State Environmental Planning Policy (State Significant Precincts) 2005* to this Policy. The Appendices will be incorporated into this Policy on the NSW legislation website when this Policy commences.

Schedules 1-10

Editorial note—

Schedule 11 transfers certain Schedules from the following instruments to this Policy—

- (a) *State Environmental Planning Policy (Activation Precincts) 2020*,
- (b) *State Environmental Planning Policy (Kosciuszko National Park—Alpine Resorts) 2007*,
- (c) *State Environmental Planning Policy (Gosford City Centre) 2018*.

The Schedules will be incorporated into this Policy on the NSW legislation website when this Policy commences.

Schedule 11 Transfer of provisions

1 *State Environmental Planning Policy (Activation Precincts) 2020*

- (1) Transfer *State Environmental Planning Policy (Activation Precincts) 2020*, Parts 1-3, other than clauses 1 and 2, to this Policy as Chapter 3, Parts 3.1-3.3.
- (2) Renumber the clauses in Chapter 3 as sections with decimal numbering, commencing with section 3.1.

- (3) Transfer *State Environmental Planning Policy (Activation Precincts) 2020*, Schedule 1 to this Policy as Schedule 1.

2 State Environmental Planning Policy (Kosciuszko National Park—Alpine Resorts) 2007

- (1) Transfer the following provisions of *State Environmental Planning Policy (Kosciuszko National Park—Alpine Resorts) 2007* to this Policy as Chapter 4, Parts 4.1–4.4—
 - (a) Parts 1 and 2, including the Land Use Table, other than clauses 1 and 9,
 - (b) Parts 4 and 5, other than clause 28.
- (2) Renumber the clauses in Chapter 4 as sections with decimal numbering, commencing with section 4.1.
- (3) Omit the heading to the Dictionary. Insert instead—

Schedule 4 Dictionary for Chapter 4

- (4) Transfer *State Environmental Planning Policy (Kosciuszko National Park—Alpine Resorts) 2007*, Schedules 2–4, as amended by subsection (3), to this Policy as Schedules 2–4.

3 State Environmental Planning Policy (Gosford City Centre) 2018

- (1) Transfer *State Environmental Planning Policy (Gosford City Centre) 2018*, Parts 1–8, other than clauses 1.1 and 1.1AA, to this Policy as Chapter 5, Parts 5.1–5.8.
- (2) Renumber the clauses in Chapter 5 as sections with decimal numbering, commencing with section 5.1.
- (4) Omit the heading to the Dictionary. Insert instead—

Schedule 6 Dictionary for Chapter 5

- (5) Transfer *State Environmental Planning Policy (Gosford City Centre) 2018*, Schedules 1–6, as amended by subsection (4) and not including Schedule 3 Amendment of environmental planning instruments, to this Policy as Schedules 5–10.

4 Consequential amendments

- (1) Update all cross-references and provision numbering below the section level in this Policy as required by the transfer of provisions to this Policy.
- (2) Omit each expression specified in Column 1 of the following table wherever occurring in this Policy, other than in Chapter 1 and this Schedule, including definitions, headings and notes and regardless of capitalisation.

Insert instead the expression specified opposite in Column 2, with appropriate capitalisation—

Column 1	Column 2
this Policy	this Chapter
the Policy	this Chapter
this plan	this Chapter
Aims of Policy	Aims of Chapter
Aim of Policy	Aim of Chapter
Aims of plan	Aims of Chapter
Land to which Policy applies	Land to which Chapter applies
Land to which plan applies	Land to which Chapter applies
clause	section
clauses	sections
subclause	subsection
subclauses	subsections

Note—

Omit the expressions “clause”, “clauses”, “subclause” and “subclauses” only for a reference to clauses or subclauses of this Policy.

(3) Despite subsection (2), a reference to “this Policy” or “this plan” in an Appendix or a Schedule of this Policy should be omitted and replaced with a reference to the relevant Chapter of this Policy.

(4) Subsection (2) does not apply to provisions of a savings or transitional nature.

5 Repeal of environmental planning instruments

The following environmental planning instruments, as amended by this Schedule, are repealed—

State Environmental Planning Policy (Activation Precincts) 2020

State Environmental Planning Policy (Kosciuszko National Park—Alpine Resorts) 2007

State Environmental Planning Policy (Gosford City Centre) 2018

Note 1—

Savings and transitional provisions in the instruments repealed by this section are not transferred to this Policy.

They continue to have effect because of the *interpretation Act 1987*, sections 5(6) and 30(2)(d).

Note 2—

State Environmental Planning Policy (State Significant Precincts) 2005 is repealed by *State Environmental Planning Policy (Precincts—Eastern Harbour City) 2021*.

6 Repeal of Schedule

This Schedule is repealed at the beginning of the day after this Policy commences.