

State Environmental Planning Policy (Precincts—Western Parkland City) 2021

[2021-728]



New South Wales

Status Information

Currency of version

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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](#).

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New South Wales

Contents

| | |
|---|---|
| Chapter 1 Preliminary | 4 |
| 1.1 Name of Policy | 4 |
| 1.2 Commencement | 4 |
| 1.3 Definitions | 4 |
| 1.4 Transferred provisions | 4 |
| Chapter 2 State significant precincts | 4 |
| Editorial note | 4 |
| Chapter 3 Sydney region growth centres | 5 |
| Editorial note | 5 |
| Chapter 4 Western Sydney Aerotropolis | 5 |
| Editorial note | 5 |
| Chapter 5 Penrith Lakes Scheme | 5 |
| Editorial note | 5 |
| Chapter 6 St Marys | 5 |
| Editorial note | 5 |
| Chapter 7 Western Sydney Parklands | 5 |
| Editorial note | 5 |

| | |
|---|---|
| Appendices 1-8 | 5 |
| Schedules 1-12 | 5 |
| Schedule 13 Transfer of provisions | 6 |

State Environmental Planning Policy (Precincts—Western Parkland City) 2021



New South Wales

Chapter 1 Preliminary

1.1 Name of Policy

This Policy is *State Environmental Planning Policy (Precincts—Western Parkland City) 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 Sydney region growth centres

Editorial note—

State Environmental Planning Policy (Precincts—Central River City) 2021 transfers certain provisions of *State Environmental Planning Policy (Sydney Region Growth Centres) 2006* to this Chapter. The provisions will be incorporated into this Policy on the NSW legislation website when this Policy commences.

Chapter 4 Western Sydney Aerotropolis

Editorial note—

Schedule 13 transfers certain provisions of *State Environmental Planning Policy (Western Sydney Aerotropolis) 2020* to this Chapter. The provisions will be incorporated into this Policy on the NSW legislation website when this Policy commences.

Chapter 5 Penrith Lakes Scheme

Editorial note—

Schedule 13 transfers certain provisions of *State Environmental Planning Policy (Penrith Lakes Scheme) 1989* to this Chapter. The provisions will be incorporated into this Policy on the NSW legislation website when this Policy commences.

Chapter 6 St Marys

Editorial note—

Schedule 13 transfers certain provisions of *Sydney Regional Environmental Plan No 30—St Marys* to this Chapter. The provisions will be incorporated into this Policy on the NSW legislation website when this Policy commences.

Chapter 7 Western Sydney Parklands

Editorial note—

Schedule 13 transfers certain provisions of *State Environmental Planning Policy (Western Sydney Parklands) 2009* to this Chapter. The provisions will be incorporated into this Policy on the NSW legislation website when this Policy commences.

Appendices 1-8

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. *State Environmental Planning Policy (Precincts—Central River City) 2021* transfers certain Appendices from *State Environmental Planning Policy (Sydney Region Growth Centres) 2006* to this Policy.

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

Schedules 1-12

Editorial note—

Schedule 13 transfers certain Schedules from the following environmental planning instruments to this Policy—

- (a) *State Environmental Planning Policy (Western Sydney Aerotropolis) 2020*,
- (b) *State Environmental Planning Policy (Penrith Lakes Scheme) 1989*,
- (c) *Sydney Regional Environmental Plan No 30—St Marys*,
- (d) *State Environmental Planning Policy (Western Sydney Parklands) 2009*.

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

Schedule 13 Transfer of provisions

1 State Environmental Planning Policy (Western Sydney Aerotropolis) 2020

- (1) Transfer *State Environmental Planning Policy (Western Sydney Aerotropolis) 2020*, Parts 1–8, including the Land Use Table, other than clauses 1 and 2, to this Policy as Chapter 4, Parts 4.1–4.8.
- (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 (Western Sydney Aerotropolis) 2020*, Schedules 1, 2 and 4, as amended by subsection (3), to this Policy as Schedules 1–3.

2 State Environmental Planning Policy (Penrith Lakes Scheme) 1989

- (1) Transfer *State Environmental Planning Policy (Penrith Lakes Scheme) 1989*, Parts 1–7, including the Land Use Table, other than clause 1, to this Policy as Chapter 5, Parts 5.1–5.7.
- (2) Renumber the clauses in Chapter 5 as sections with decimal numbering, commencing with section 5.1.
- (3) Transfer *State Environmental Planning Policy (Penrith Lakes Scheme) 1989*, Schedules 1–3 to this Policy as Schedules 4–6.

3 Sydney Regional Environmental Plan No 30—St Marys

- (1) Transfer *Sydney Regional Environmental Plan No 30—St Marys*, Parts 1–7, other than clause 1, to this Policy as Chapter 6, Parts 6.1–6.7.
- (2) Renumber the clauses in Chapter 6 as sections with decimal numbering, commencing with section 6.1.
- (3) Transfer *Sydney Regional Environmental Plan No 30—St Marys*, Schedules 1–4 to this Policy as Schedule 7–10.

4 State Environmental Planning Policy (Western Sydney Parklands) 2009

- (1) Transfer *State Environmental Planning Policy (Western Sydney Parklands) 2009*, Parts 1–4, other than clauses 1 and 7, to this Policy as Chapter 7, Parts 7.1–7.4.
- (2) Renumber the clauses in Chapter 7 as sections with decimal numbering, commencing with section 7.1.
- (3) Transfer *State Environmental Planning Policy (Western Sydney Parklands) 2009*, Schedules 1 and 2 to this Policy as Schedules 11 and 12.

5 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—
 - (a) a reference to “this Plan” in an Appendix of this Policy that refers to a Precinct Plan, or
 - (b) provisions of a savings or transitional nature.

6 Repeal of environmental planning instruments

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

State Environmental Planning Policy (Western Sydney Aerotropolis) 2020

State Environmental Planning Policy (Penrith Lakes Scheme) 1989

Sydney Regional Environmental Plan No 30—St Marys

State Environmental Planning Policy (Western Sydney Parklands) 2009

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*. *State Environmental Planning Policy (Sydney Region Growth Centres) 2006* is repealed by *State Environmental Planning Policy (Precincts—Central River City) 2021*.

9 Repeal of Schedule

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