

State Environmental Planning Policy No 51—Eastern Distributor (1997 EPI 153)

[1997-153]



New South Wales

Status Information

Currency of version

Repealed version for 18 April 1997 to 31 December 2007 (accessed 23 November 2024 at 7:31)

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

Provisions in force

The provisions displayed in this version of the legislation have all commenced.

Notes—

- **Repeal**

The Policy was repealed by Sch 4 to the [State Environmental Planning Policy \(Infrastructure\) 2007 \(641\)](#) (GG No 185 of 21.12.2007, p 10003) with effect from 1.1.2008.

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 1 January 2008

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New South Wales

His Excellency the Governor, with the advice of the Executive Council, has made the following State environmental planning policy under the *Environmental Planning and Assessment Act 1979* in accordance with the recommendation made by the Minister for Urban Affairs and Planning.

CRAIG KNOWLES MP Minister for Urban Affairs and Planning

1 Name of Policy

This Policy is the *State Environmental Planning Policy No 51—Eastern Distributor*.

2 Aims of Policy

- (1) This Policy aims to co-ordinate the orderly and economic development of land comprising the site of the Eastern Distributor by enabling all parts of the Eastern Distributor to be subject to a consistent process of assessment under Part 5 of the *Environmental Planning and Assessment Act 1979*.
- (2) This Policy provides that development for the purpose of the Eastern Distributor may be carried out without development consent. Consequently, that development will be assessed under Part 5 of the *Environmental Planning and Assessment Act 1979*.

3 Definitions

- (1) In this Policy:

Eastern Distributor means a roadway linking the Cahill Expressway, Woolloomooloo, to Mill Pond Road, Botany, including associated works and facilities such as (but not limited to):

tunnels

accesses and embankments

buildings and other facilities for the administration and control of matters relating to the construction of the roadway and the construction and provision of associated works and facilities

amplifications

toll plazas and booths

ventilation shafts

pedestrian access and bridges

means of access for emergency purposes

means of access to the site that are required during the construction process

temporary roads during the construction period

pump stations

associated construction sites and areas for storage of plant

associated rectification and landscaping.

extractive material means sand, gravel, clay, turf, rock, soil, stone or similar substances.

(2) Notes in this Policy are explanatory notes and do not form part of this Policy.

4 Land to which Policy applies

This Policy applies to the local government areas of the City of Sydney, the City of South Sydney, the City of Randwick and the City of Botany Bay.

5 Development permissible without development consent

(1) A person may carry out development for the purpose of the Eastern Distributor without development consent.

Note—

As a consequence of this provision, the effect on the environment of development for the purpose of the Eastern Distributor will be subject to assessment under Part 5 of the [Environmental Planning and Assessment Act 1979](#).

(2) A person may carry out development for the purpose of winning or obtaining extractive material without development consent if the extractive material is won or obtained as part of the construction of the Eastern Distributor.

Note—

As a consequence of this provision, the effect on the environment of the winning or obtaining of extractive material as part of the construction of the Eastern Distributor will be subject to assessment under Part 5 of the [Environmental Planning and Assessment Act 1979](#).

6 Relationship to other environmental planning instruments

In the event of an inconsistency between this Policy and another environmental planning

instrument whether made before or after this Policy (including *State Environmental Planning Policy No 31—Sydney (Kingsford Smith) Airport*), this Policy prevails to the extent of the inconsistency.