

Lower South Coast Regional Environmental Plan No 1 (1985 EPI 10)

[1985-10]



New South Wales

Status Information

Currency of version

Repealed version for 15 December 2008 to 5 July 2012 (accessed 23 December 2024 at 8:20)

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The Plan was repealed by Sch 5 to the [Statute Law \(Miscellaneous Provisions\) Act 2012 No 42](#) with effect from 6.7.2012.
- **Deemed SEPP**
From 1 July 2009 this plan is taken to be a State environmental planning policy (see clause 120 of Schedule 6 to the [Environmental Planning and Assessment Act 1979](#)).

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 6 July 2012

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1 Name of plan

This plan may be cited as *Lower South Coast Regional Environmental Plan No 1*.

2 Aims, objectives etc

The aims, objectives, policies and strategies of this plan are, in relation to the Lower South Coast Region:

- (a) to conserve the scenic and environmental character of the Region,
- (b) to maintain the scale and character of the built environment,
- (c) to preserve views to and from public places,
- (d) to protect public places from overshadowing,
- (e) to encourage development sympathetic to the natural landform, and
- (f) to enable flexibility in building design consistent with the general aims and objectives of this plan.

3 Land to which plan applies

This plan applies to the land within the Shires of Bega Valley and Eurobodalla declared by order published in Gazette No 142 of 5 October 1984, to be a region called "The Lower South Coast Region" for the purposes of the *Environmental Planning and Assessment Act 1979*.

4 Relationship to other environmental planning instruments

- (1) In the event of an inconsistency between this plan and another environmental planning instrument (other than a State environmental planning policy) applying to the land to which this plan applies, this plan shall prevail to the extent of the inconsistency.
- (2) Subclause (1) applies to and in respect of an environmental planning instrument

applying to the land to which this plan applies, whether that instrument was made before, on or after the date on which this plan took effect.

- (3) Nothing in this plan prevents the application of *State Environmental Planning Policy No 1—Development Standards* with respect to the development standard specified in clause 6 (1).

5 Interpretation

- (1) In this plan, except in so far as the context or subject-matter otherwise indicates or requires:

height, in relation to a building, means the distance measured vertically from any point on the ceiling of the topmost floor of the building to the natural ground level immediately below that point.

Lower South Coast Region means the land referred to in clause 3.

natural ground level means the actual physical level of a site prior to the commencement of construction work on the site.

- (2) A reference in this plan to a building does not include a reference to:

- (a) an aerial,
- (b) a chimney stack,
- (c) a mast,
- (d) a pole,
- (e) a receiving tower,
- (f) a silo,
- (g) a transmission tower,
- (h) a utility installation,
- (i) a ventilator, or
- (j) any other building, or a building of a class or description of buildings, exempted by the Minister from the provisions of this plan by notice published in the Gazette.

6 (Repealed)