Environmental Planning and Assessment (Local Infrastructure Contributions) Amendment Direction 2016

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, in pursuance of section 94E of the Environmental Planning and Assessment Act 1979, give the following Direction.

Minister for Planning

Dated: 14th September, 2016

1 Name of Direction

This Direction is the Environmental Planning and Assessment (Local Infrastructure Contributions) Amendment Direction 2016.

2 When Direction takes effect

This Direction takes effect on and from its date of publication in the Gazette.

3 Consent authorities to which Direction is given

(1) This Direction is given to the following councils:

(a) Maitland City Council,
(b) Queanbeyan City Council,
(c) The Hills Shire Council.

(2) This Direction also applies to any joint regional planning panel when exercising consent authority functions of any of the councils referred to in subclause (1).

4 Amendment of Environmental Planning and Assessment (Local Infrastructure Contributions) Direction 2012

The Environmental Planning and Assessment (Local Infrastructure Contributions) Direction 2012 is amended as set out in Schedule 1.
Schedule 1 Amendments

[1] Clause 9

Omit clause 9 and insert instead:

9 Pending applications when Amending Directions take effect

(1) This clause applies to amendments made to this Direction by the following Directions ("Amendment Directions"):

(a) Environmental Planning and Assessment (Local Infrastructure Contributions) Amendment Direction 2013,
(b) Environmental Planning and Assessment (Local Infrastructure Contributions) Amendment Direction 2016.

(2) The amendments made to this Direction by each Amendment Direction extend to development applications made to a council, but not finally determined, before that Amendment Direction takes effect.

(3) The amendments made to this Direction by each Amendment Direction do not apply to:

(a) any application for modification of a development consent if that consent was granted before the Amendment Direction takes effect, and
(b) any condition of a development consent that was granted before the Amendment Direction takes effect.

Note. The Environmental Planning and Assessment (Local Infrastructure Contributions) Amendment Direction 2013 took effect on 16 July 2013. The Environmental Planning and Assessment (Local Infrastructure Contributions) Amendment Direction 2016 took effect on its date of publication in the Government Gazette.

[2] Schedule 2

Omit item 7 and insert instead:

(7) Land within the Maitland City Local Government Area identified as:

(a) the Lochinvar Urban Release Area in draft Lochinvar Section 94 Contributions Plan 2012 (being the area shown as Lochinvar Contributions Catchment in Figure 1), as exhibited between 12 December 2012 and 13 February 2013,
(b) the Thornton North Release Area in the Thornton North Section 94 Contributions Plan 2008, or
(c) the Farley Urban Release Area in Farley Section 94 Contributions Plan 2015, adopted 12 April 2016.
[3] Schedule 2

Omit item 11 and insert instead:

(11) Land within the Queanbeyan City Local Government Area identified as:

(a) Locations 3 and 4 on the Fernleigh/Royalla Rural Roads Contribution Map in the Queanbeyan City Council – Section 94 Contributions Plan 2012, or

(b) Googong New Town (comprising Googong New Town Urban Area and Googong New Town Hamlets) in the Queanbeyan City Council - Section 94 Contributions Plan (Googong) 2015, as notified on 29 April 2016.

[4] Schedule 2

Omit item 13 and insert instead:

(13) Land within The Hills Shire Local Government Area identified as:

(a) the Balmoral Road Release Area in the Section 94 Contributions Plan No. 12 – Balmoral Road, or

(b) the Box Hill North Precinct in the Contributions Plan No.16 – Box Hill North Precinct, dated January 2016.