

State Planning Provisions

Making of Amendment 01-2018

After considering the Tasmanian Planning Commission's (the Commission) report under section 30J of the *Land Use Planning and Approvals Act 1993* (the Act), I have resolved to make amendment 01-2018 to the State Planning Provisions (SPPs) in accordance with section 30P(5)(a) of the Act.

I accept the Commission's recommendations in their report under section 30J of the Act.

In accordance with section 30O(1) of the Act, I am satisfied that amendment 01-2018 of the SPPs meets the SPPs criteria.

In accordance with section 30P(6) of the Act, I am also satisfied that amendment 01-2018 of the SPPs is for a purpose specified in section 30H(3)(b) of the Act, by:

- (a) correcting an error in the SPPs;
- (b) clarifying or simplifying the SPPs;
- (c) removing an inconsistency in the SPPs;
- (d) removing an inconsistency between the SPP and another Act;
- (e) changing provisions of the SPPs that specify the structure to which an LPS is to conform; or
- (f) bringing the SPPs into conformity with a planning directive as a result of a determination made by the Minister for Planning under section 30BA of the Act.

The amendment is made in accordance with Schedule 1 and comes into effect on 19 February 2020.

Dated 6.2.20 2020



ROGER CHARLES JAENSCH
MINISTER FOR PLANNING

Schedule 1 – Draft Amendment 01/2018 of the State Planning Provisions

| No | Clause | Amendment | | | | |
|---------------|---|--|------------|---|---------------|---|
| 1. | Administration – Table 3.1 | <p>In Table 3.1, insert definitions for ‘strata lot’ and ‘strata scheme’ after the definition of ‘storey’ as follows:</p> <table border="1" style="margin-left: 40px;"> <tr> <td style="padding: 2px;">strata lot</td> <td style="padding: 2px;">means a lot as defined in the <i>Strata Titles Act 1998</i>.</td> </tr> <tr> <td style="padding: 2px;">strata scheme</td> <td style="padding: 2px;">means as defined in the <i>Strata Titles Act 1998</i>.</td> </tr> </table> | strata lot | means a lot as defined in the <i>Strata Titles Act 1998</i> . | strata scheme | means as defined in the <i>Strata Titles Act 1998</i> . |
| strata lot | means a lot as defined in the <i>Strata Titles Act 1998</i> . | | | | | |
| strata scheme | means as defined in the <i>Strata Titles Act 1998</i> . | | | | | |
| 2. | Administration – Table 3.1 | <p>In Table 3.1, modify the definition of ‘streetscape’ by inserting text shown as underlined:</p> <p style="margin-left: 40px;">means the visual quality of a street depicted by road width, street planting, characteristics and features, public utilities constructed within the road reserve, the setback of buildings and structures from the property boundaries, the quality, scale, bulk and design of buildings and structures fronting the road reserve.</p> <p style="margin-left: 40px;">For the purposes of determining streetscape for a particular site, the above matters are relevant when viewed from either side of the same street within 100m of each side boundary of the site, <u>unless for a local heritage precinct or local historic landscape precinct listed in the relevant Local Provisions Schedule, where the extent of the streetscape may be determined by the relevant precinct provisions.</u></p> | | | | |
| 3. | Administration – 4.2.6 | In clause 4.2.6, modify the requirements in subclause (a) by deleting ‘1997’ and replacing with ‘2018’. | | | | |
| 4. | Administration – 4.4.1 | <p>In clause 4.4.1, modify the requirements in subclause (e) by inserting text shown as underlined and deleting text shown as strikethrough:</p> <p style="margin-left: 40px;">(e) fire hazard management works necessary to protect existing assets and ensure public safety in accordance with a bushfire hazard management plan <u>for fire hazard management</u> endorsed by the Tasmanian Fire Service, Forestry Tasmania <u>Sustainable Timbers Tasmania</u>, the Parks and Wildlife Service, or council;</p> | | | | |
| 5. | Administration – 4.6.1 | <p>In clause 4.6.1, delete the requirements and replace with the following:</p> <p style="margin-left: 40px;">If listed in, and meeting the requirements of, clause C1.4 in the Signs Code.</p> | | | | |
| 6. | Administration – 4.6.3 | <p>In clause 4.6.3, modify the requirements in subclause (c)(i) and (ii) by inserting text shown as underlined:</p> <p style="margin-left: 40px;">(i) 1.8m <u>above existing ground level</u> if adjoining public land; or</p> <p style="margin-left: 40px;">(ii) 2.1m <u>above existing ground level</u> if not adjoining public land,</p> | | | | |

| No | Clause | Amendment |
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| 7. | Administration – 4.6.4 | <p>In clause 4.6.4, delete the requirements and replace with the following:</p> <p>Fences not within 4.5m of a frontage, if located in:</p> <p>(a) the Urban Mixed Use Zone, Local Business Zone, General Business Zone, Central Business Zone, or Commercial Zone and:</p> <p>(i) it is not more than a height of 1.8m above existing ground level if adjoining public land; or</p> <p>(ii) it is not more than a height of 2.1m above existing ground level if not adjoining public land, and it does not contain barbed wire if on a common boundary with a property in the General Residential Zone, Inner Residential Zone, Low Density Residential Zone, or Rural Living Zone; or</p> <p>(b) any other zone and it is</p> <p>(i) not more than a height of 1.8m above existing ground level if adjoining public land; or</p> <p>(ii) not more than a height of 2.1m above existing ground level if not adjoining public land, unless the Local Historic Heritage Code applies and requires a permit for the use or development.</p> |
| 8. | Administration – 4.6.5 | <p>In clause 4.6.5, modify the requirements in subclause (b)(i) by inserting text shown as underlined:</p> <p>(i) is not more than a height of 2.1m <u>above existing ground level</u>; and</p> |
| 9. | Administration – 4.6.10 | <p>Delete the requirements in clause 4.6.10 and replace with the following:</p> <p>If for:</p> <p>(a) minor communications infrastructure exempt under clause 4.2.6; or</p> <p>(b) all other antennas, masts, flagpoles and satellite dishes, unless :</p> <p>(i) the Electricity Transmission Infrastructure Protection Code, Local Historic Heritage Code, or Safeguarding of Airports Code applies and requires a permit for the use or development; or</p> <p>(ii) for facilities as defined under the Telecommunications Code.</p> |

| No | Clause | Amendment |
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| 10. | Administration – 5.2.6 | <p>Delete clause 5.2.6 and replace with the following:</p> <p style="padding-left: 40px;">5.2.6 After the effective date, a particular purpose zone is not permitted to override the:</p> <ul style="list-style-type: none"> (a) administration provisions in clauses 3.0 - 6.0; (b) general provisions in clause 7.0; or (c) provisions in a code, unless specifically provided for in that code. |
| 11. | Table 6.2 – Visitor Accommodation Use Class | <p>At Table 6.2, modify the description for the Visitor Accommodation Use Class by inserting text shown as underlined:</p> <p style="padding-left: 40px;">Use of land for providing short or medium-term accommodation for persons away from their normal place of residence on a commercial basis <u>or otherwise available to the general public at no cost</u>. Examples include a backpackers hostel, camping and caravan park, holiday cabin, motel, overnight camping area, residential hotel and serviced apartment complex.</p> |

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| 12. | <p>General Residential Zone – 8.3.2</p> <p>Inner Residential Zone – 9.3.2</p> <p>Low Density Residential Zone – 10.3.2</p> <p>Rural Living Zone – 11.3.2</p> | <p>At clauses 8.3.2, 9.3.2, 10.3.2, and 11.3.2, delete the Objective, Acceptable Solutions and Performance Criteria and replace with the following:</p> | |
| Objective: | | <p>That Visitor Accommodation:</p> <ul style="list-style-type: none"> (a) is compatible with the character and use of the area; (b) does not cause an unreasonable loss of residential amenity; and (c) does not impact the safety and efficiency of local roads or rights of way. | |
| Acceptable Solutions | | Performance Criteria | |
| <p>A1</p> <p>Visitor Accommodation must:</p> <ul style="list-style-type: none"> (a) accommodate guests in existing habitable buildings; and (b) have a gross floor area of not more than 200m² per lot. | | <p>P1</p> <p>Visitor Accommodation must be compatible with the character and use of the area and not cause an unreasonable loss of residential amenity, having regard to:</p> <ul style="list-style-type: none"> (a) the privacy of adjoining properties; (b) any likely increase in noise to adjoining properties; (c) the scale of the use and its compatibility with the surrounding character and uses within the area; (d) retaining the primary residential function of an area; (e) the impact on the safety and efficiency of the local road network; and | |

| No | Clause | Amendment | |
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| | | | (f) any impact on the owners and users rights of way. |
| | | <p>A2</p> <p>Visitor Accommodation is not for a strata lot that is part of a strata scheme where another strata lot within that strata scheme is used for a residential use.</p> | <p>P2</p> <p>Visitor Accommodation within a strata scheme must not cause an unreasonable loss of residential amenity to long term residents occupying other strata lots within the strata scheme, having regard to:</p> <ul style="list-style-type: none"> (a) the privacy of residents; (b) any likely increase in noise; (c) the residential function of the strata scheme; (d) the location and layout of the strata lots; (e) the extent and nature of any other non-residential uses; and (f) any impact on shared access and common property. |
| 13. | Rural Living Zone – 11.2 Use Table | In clause 11.2 Use Table, modify the Discretionary qualification for Food Services by deleting ‘no’ and replacing with ‘not’. | |

| No | Clause | Amendment | | | |
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| 14. | Village Zone – 12.3.1 | <p>In clause 12.3.1 A4 and P4, modify by inserting the text shown as underlined and deleting the text shown as strikethrough:</p> <table border="1" data-bbox="546 280 1415 1027"> <tr> <td data-bbox="546 280 981 1027"> <p>A4</p> <p>The gross floor area of a non-residential use, <u>excluding Visitor Accommodation</u>, must be not more than <u>250m²</u>:-</p> <p>(a) 300m² for Visitor Accommodation; and</p> <p>(b) 250m² for all other non-residential uses.</p> </td> <td data-bbox="981 280 1415 1027"> <p>P4</p> <p>A non-residential use, <u>excluding Visitor Accommodation</u>, must be at a scale and intensity consistent with the character of the area, having regard to:</p> <p>(a) the nature and scale of the use;</p> <p>(b) the number of employees;</p> <p>(c) the hours of operation;</p> <p>(d) the emissions generated by the use;</p> <p>(e) the type and intensity of traffic generated by the use;</p> <p>(f) the impact on the character of the surrounding area; and</p> <p>(g) the impact on the amenity of any adjoining residential properties.</p> </td> </tr> </table> | | <p>A4</p> <p>The gross floor area of a non-residential use, <u>excluding Visitor Accommodation</u>, must be not more than <u>250m²</u>:-</p> <p>(a) 300m² for Visitor Accommodation; and</p> <p>(b) 250m² for all other non-residential uses.</p> | <p>P4</p> <p>A non-residential use, <u>excluding Visitor Accommodation</u>, must be at a scale and intensity consistent with the character of the area, having regard to:</p> <p>(a) the nature and scale of the use;</p> <p>(b) the number of employees;</p> <p>(c) the hours of operation;</p> <p>(d) the emissions generated by the use;</p> <p>(e) the type and intensity of traffic generated by the use;</p> <p>(f) the impact on the character of the surrounding area; and</p> <p>(g) the impact on the amenity of any adjoining residential properties.</p> |
| <p>A4</p> <p>The gross floor area of a non-residential use, <u>excluding Visitor Accommodation</u>, must be not more than <u>250m²</u>:-</p> <p>(a) 300m² for Visitor Accommodation; and</p> <p>(b) 250m² for all other non-residential uses.</p> | <p>P4</p> <p>A non-residential use, <u>excluding Visitor Accommodation</u>, must be at a scale and intensity consistent with the character of the area, having regard to:</p> <p>(a) the nature and scale of the use;</p> <p>(b) the number of employees;</p> <p>(c) the hours of operation;</p> <p>(d) the emissions generated by the use;</p> <p>(e) the type and intensity of traffic generated by the use;</p> <p>(f) the impact on the character of the surrounding area; and</p> <p>(g) the impact on the amenity of any adjoining residential properties.</p> | | | | |

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| 15. | Village Zone | Insert a new clause 12.3.2 after clause 12.3.1 as follows: 12.3.2 Visitor Accommodation | |
| | | Objective: | That Visitor Accommodation: <ul style="list-style-type: none"> (a) is compatible with the character and use of the area; (b) does not cause an unreasonable loss of residential amenity; and (c) does not impact the safety and efficiency of local roads or rights of way. |
| | | Acceptable Solutions | Performance Criteria |
| | | A1 Visitor Accommodation must: <ul style="list-style-type: none"> (a) accommodate guests in existing habitable buildings; and (b) have a gross floor area of not more than 200m² per lot. | P1 Visitor Accommodation must be compatible with the character and use of the area and not cause an unreasonable loss of residential amenity, having regard to: <ul style="list-style-type: none"> (a) the privacy of adjoining properties; (b) any likely increase in noise to adjoining properties; (c) the scale of the use and its compatibility with the surrounding character and uses within the area; (d) retaining the primary residential function of an area; (e) the impact on the safety and efficiency of the local road network; and |

| No | Clause | Amendment | |
|----|--------|---|--|
| | | | (f) any impact on the owners and users rights of way. |
| | | <p>A2</p> <p>Visitor Accommodation is not for a strata lot that is part of a strata scheme where another strata lot within that strata scheme is used for a residential use.</p> | <p>P2</p> <p>Visitor Accommodation within a strata scheme must not cause an unreasonable loss of residential amenity to long term residents occupying other strata lots within the strata scheme, having regard to:</p> <ul style="list-style-type: none"> (a) the privacy of residents; (b) any likely increase in noise; (c) the residential function of the strata scheme; (d) the location and layout of the strata lots; (e) the extent and nature of any other non-residential uses; and (f) any impact on shared access and common property. |

| No | Clause | Amendment | | | |
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| 16. | Urban Mixed Use Zone – 13.4.4 General Business Zone – 15.4.4 Central Business Zone – 16.4.4 | At clauses 13.4.4, 15.4.4 and 16.4.4, modify A2 and P2 by inserting the text shown as underlined and deleting the text shown as strikethrough: <table border="1" data-bbox="546 312 1415 762"> <tr> <td data-bbox="546 312 981 762"> <p>A2</p> <p>Common boundary fences with a property in a General Residential Zone or Inner Residential Zone, <u>if not within 4.5m of a frontage,</u> must:</p> <p>(a) have a height above existing ground level of not more than 2.1m; and</p> <p>(b) not contain use barbed wire.²</p> </td> <td data-bbox="981 312 1415 762"> <p>P2</p> <p>Common boundary fences with a property in a General Residential Zone or Inner Residential Zone, <u>if not within 4.5m of a frontage,</u> must not cause an unreasonable loss of residential amenity, having regard to:</p> <p>(a) their height, design, location and extent; and</p> <p>(b) the proposed materials and construction.</p> </td> </tr> </table> | | <p>A2</p> <p>Common boundary fences with a property in a General Residential Zone or Inner Residential Zone, <u>if not within 4.5m of a frontage,</u> must:</p> <p>(a) have a height above existing ground level of not more than 2.1m; and</p> <p>(b) not contain use barbed wire.²</p> | <p>P2</p> <p>Common boundary fences with a property in a General Residential Zone or Inner Residential Zone, <u>if not within 4.5m of a frontage,</u> must not cause an unreasonable loss of residential amenity, having regard to:</p> <p>(a) their height, design, location and extent; and</p> <p>(b) the proposed materials and construction.</p> |
| <p>A2</p> <p>Common boundary fences with a property in a General Residential Zone or Inner Residential Zone, <u>if not within 4.5m of a frontage,</u> must:</p> <p>(a) have a height above existing ground level of not more than 2.1m; and</p> <p>(b) not contain use barbed wire.²</p> | <p>P2</p> <p>Common boundary fences with a property in a General Residential Zone or Inner Residential Zone, <u>if not within 4.5m of a frontage,</u> must not cause an unreasonable loss of residential amenity, having regard to:</p> <p>(a) their height, design, location and extent; and</p> <p>(b) the proposed materials and construction.</p> | | | | |
| 17. | Local Business Zone – 14.4.4 | In clause 14.4.4, modify A2 and P2 by inserting the text shown as underlined and deleting the text shown as strikethrough: <table border="1" data-bbox="546 829 1415 1308"> <tr> <td data-bbox="546 829 981 1308"> <p>A2</p> <p>Common boundary fences with a property in a General Residential Zone, Inner Residential Zone or Low Density Residential Zone, <u>if not within 4.5m of a frontage,</u> must:</p> <p>(a) have a height above existing ground level of not more than 2.1m; and</p> <p>(b) not contain use barbed wire.²</p> </td> <td data-bbox="981 829 1415 1308"> <p>P2</p> <p>Common boundary fences with a property in a General Residential Zone, Inner Residential Zone or Low Density Residential Zone, <u>if not within 4.5m of a frontage,</u> must not cause an unreasonable loss of residential amenity, having regard to:</p> <p>(a) their height, design, location and extent; and</p> <p>(b) the proposed materials and construction.</p> </td> </tr> </table> | | <p>A2</p> <p>Common boundary fences with a property in a General Residential Zone, Inner Residential Zone or Low Density Residential Zone, <u>if not within 4.5m of a frontage,</u> must:</p> <p>(a) have a height above existing ground level of not more than 2.1m; and</p> <p>(b) not contain use barbed wire.²</p> | <p>P2</p> <p>Common boundary fences with a property in a General Residential Zone, Inner Residential Zone or Low Density Residential Zone, <u>if not within 4.5m of a frontage,</u> must not cause an unreasonable loss of residential amenity, having regard to:</p> <p>(a) their height, design, location and extent; and</p> <p>(b) the proposed materials and construction.</p> |
| <p>A2</p> <p>Common boundary fences with a property in a General Residential Zone, Inner Residential Zone or Low Density Residential Zone, <u>if not within 4.5m of a frontage,</u> must:</p> <p>(a) have a height above existing ground level of not more than 2.1m; and</p> <p>(b) not contain use barbed wire.²</p> | <p>P2</p> <p>Common boundary fences with a property in a General Residential Zone, Inner Residential Zone or Low Density Residential Zone, <u>if not within 4.5m of a frontage,</u> must not cause an unreasonable loss of residential amenity, having regard to:</p> <p>(a) their height, design, location and extent; and</p> <p>(b) the proposed materials and construction.</p> | | | | |

| No | Clause | Amendment | | |
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| 18. | General Business Zone – 15.2 Use Table Central Business Zone – 16.2 Use Table Commercial Zone – 17.2 Use Table | In clauses 15.2 Use Table, 16.2 Use Table, and 17.2 Use Table, modify the Discretionary qualification for the Resource Processing use class by replacing 'and' with 'or' | | |
| 19. | Commercial Zone – 17.4.4 | In clause 17.4.4, modify A2 and P2 by inserting the text shown as underlined and deleting the text shown as strikethrough: <table border="1" data-bbox="546 531 1415 1043"> <tr> <td data-bbox="546 531 981 1043"> <p>A2</p> <p>Common boundary fences with a property in a General Residential Zone, Inner Residential Zone, Low Density Residential Zone, or Rural Living Zone, <u>if not within 4.5m of a frontage</u>, must:</p> <p>(a) have a height above existing ground level of not more than 2.1m; and</p> <p>(b) not contain use barbed wire.²</p> </td> <td data-bbox="981 531 1415 1043"> <p>P2</p> <p>Common boundary fences with a property in a General Residential Zone, Inner Residential Zone, Low Density Residential Zone, or Rural Living Zone, <u>if not within 4.5m of a frontage</u>, must not cause an unreasonable loss of residential amenity, having regard to:</p> <p>(a) their height, design, location and extent; and</p> <p>(b) the proposed materials and construction.</p> </td> </tr> </table> | <p>A2</p> <p>Common boundary fences with a property in a General Residential Zone, Inner Residential Zone, Low Density Residential Zone, or Rural Living Zone, <u>if not within 4.5m of a frontage</u>, must:</p> <p>(a) have a height above existing ground level of not more than 2.1m; and</p> <p>(b) not contain use barbed wire.²</p> | <p>P2</p> <p>Common boundary fences with a property in a General Residential Zone, Inner Residential Zone, Low Density Residential Zone, or Rural Living Zone, <u>if not within 4.5m of a frontage</u>, must not cause an unreasonable loss of residential amenity, having regard to:</p> <p>(a) their height, design, location and extent; and</p> <p>(b) the proposed materials and construction.</p> |
| <p>A2</p> <p>Common boundary fences with a property in a General Residential Zone, Inner Residential Zone, Low Density Residential Zone, or Rural Living Zone, <u>if not within 4.5m of a frontage</u>, must:</p> <p>(a) have a height above existing ground level of not more than 2.1m; and</p> <p>(b) not contain use barbed wire.²</p> | <p>P2</p> <p>Common boundary fences with a property in a General Residential Zone, Inner Residential Zone, Low Density Residential Zone, or Rural Living Zone, <u>if not within 4.5m of a frontage</u>, must not cause an unreasonable loss of residential amenity, having regard to:</p> <p>(a) their height, design, location and extent; and</p> <p>(b) the proposed materials and construction.</p> | | | |
| 20. | General Industrial Zone – 19.2 Use Table | In clause 19.2 Use Table, modify the Discretionary qualification for the Crematoria and Cemeteries use class by replacing 'crematoria' with 'crematorium'. | | |
| 21. | Landscape Conservation Zone – 22.2 Use Table | In clause 22.2 Use Table, modify the Discretionary qualification for the Utilities use class by replacing with the following: If not listed as Permitted. | | |
| 22. | Landscape Conservation Zone – 22.4.4 | In clause 22.4.4, modify P2.1(f) by deleting ', and' and replacing with a full stop. | | |

| No | Clause | Amendment |
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| 23. | Environmental Management Zone – 23.2 Use Table | In clause 23.2 Use Table, delete 'Sport and Recreation' in the Use Class column under the Permitted and Discretionary headings and replace with 'Sports and Recreation'. |
| 24. | Recreation Zone – 28.2 Use Table | In clause 28.2 Use Table, modify the Discretionary qualification for Crematoria and Cemeteries use class by replacing 'Crematoria or Cemetery' with 'crematorium or cemetery'. |
| 25. | Recreation Zone – 28.3.1 | In clause 28.3.1, modify the heading to delete the words ', excluding Emergency Services or Visitor Accommodation'. |
| 26. | Parking and Sustainable Transport Code – C2.2.1 | In clause C2.2.1, modify by inserting text shown as underlined: C2.2.1 Unless stated otherwise in a particular purpose zone, <u>or</u> sub-clause C2.2.2, C2.2.3 or C2.2.4, this code applies to all use and development. |
| 27. | Parking and Sustainable Transport Code – C2.5.1 | In clause C2.5.1, modify P1.1(h) by deleting ', or' and replacing with a full stop. |
| 28. | Parking and Sustainable Transport Code – C2.6.5 | In clause C2.6.5, modify A1.1(b) by deleting '; and' and replacing with a full stop. |
| 29. | Road and Railway Assets Code – C3.5.1 | In clause C3.5.1, modify the following: <ul style="list-style-type: none"> • A1.1(c) by deleting '; or' and replacing with a full stop; • A1.2 by deleting '; or' and replacing with a full stop; • A1.3 by deleting '; and' and replacing with a full stop; and • A1.4(b) by deleting ';and' and replacing with a full stop. |

| No | Clause | Amendment |
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| 30. | Road and Railway Assets Code – C3.6.1 | <p>In clause C3.6.1, modify the Objective by inserting the text shown as underlined:</p> <p style="padding-left: 40px;">To minimise the effects of noise, vibration, light and air emissions on sensitive uses <u>within a road or railway attenuation area</u>, from existing and future major roads and the rail network.</p> <p>In clause C3.6.1 A1, modify by inserting text shown as underlined:</p> <p style="padding-left: 40px;">Unless within a building area on a sealed plan approved under this planning scheme, habitable buildings for a sensitive use <u>within a road or railway attenuation area</u>, must be:</p> <p>In clause C3.6.1 P1, modify by inserting text shown as underlined:</p> <p style="padding-left: 40px;">Habitable buildings for sensitive uses <u>within a road or railway attenuation area</u>, must be sited, designed or screened to minimise adverse effects of noise, vibration, light and air emissions from the existing or future major road or rail network, having regard to:</p> |
| 31. | Road and Railway Assets Code – C3.7.1 | <p>In clause C3.7.1, modify the Objective by inserting the text shown as underlined:</p> <p style="padding-left: 40px;">To minimise the effects of noise, vibration, light and air emissions on lots for sensitive uses <u>within a road or railway attenuation area</u>, from existing and future major roads and the rail network.</p> <p>In clause C3.7.1, modify P1 by inserting the text shown as underlined:</p> <p style="padding-left: 40px;">A lot, or a lot proposed in a plan of subdivision, intended for sensitive uses <u>within a road or railway attenuation area</u>, must be sited, designed or screened to minimise the effects of noise, vibration, light and air emissions from the existing or future major road or rail network, having regard to:</p> |
| 32. | Electricity Transmission Infrastructure Protection Code – Table C4.1 | <p>In Table C4.1, modify the qualification for the Crematoria and Cemeteries use class by replacing ‘crematoria’ with ‘crematorium’.</p> |
| 33. | Local Historic Heritage Code – C6.1.2 | <p>Delete clause C6.1.2 and replace with the following:</p> <p style="padding-left: 40px;">C6.1.2 This code does not apply to Aboriginal heritage values.</p> |

| No | Clause | Amendment |
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| 34. | Local Historic Heritage Code – C6.7.1 | <p>In clause C6.7.1 A1, modify by inserting text shown as underlined:</p> <p>Within a local heritage precinct, demolition of a building, works or fabric, including trees, fences, walls and outbuildings must:</p> <ul style="list-style-type: none"> (a) not be on a local heritage place; (b) not be visible from any road or public open space; and (c) not involve a value, <u>feature</u> or characteristic specifically part of a precinct listed in the relevant Local provisions Schedule. |

| No | Clause | Amendment |
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| 35. | Local Historic Heritage Code – C6.7.3 | <p>In clause C6.7.3, modify P1.1 and P1.2 by inserting text shown as underlined and deleting text shown as strikethrough:</p> <p>P1.1</p> <p>Within a local heritage precinct, design and siting of buildings and works, excluding demolition, must be compatible with the local heritage precinct, except if a local heritage place of an architectural style different from that characterising the precinct, having regard to:</p> <ul style="list-style-type: none"> (a) the streetscape or townscape values identified in the local historic heritage significance of the local heritage precinct, as identified in the relevant Local Provisions Schedule; (b) the character and appearance of the surrounding area; (c) the height and bulk of other buildings in the surrounding area; and (d) the setbacks of other buildings in the surrounding area; <u>and</u> (e) <u>any relevant design criteria or conservation policies for the local heritage precinct, as identified in the relevant Local Provisions Schedule.</u> <p>P1.2</p> <p>Within a local heritage precinct, extensions to existing buildings must be compatible with the local heritage precinct, having regard to:</p> <ul style="list-style-type: none"> (a) the streetscape or townscape values identified in the local historic heritage significance of the local heritage precinct, as identified in the relevant Local Provisions Schedule; (b) the character and appearance of the surrounding area; (c) the height and bulk of other buildings in the surrounding area; and (d) the setbacks of other buildings in the surrounding area; <u>and</u> (e) <u>any relevant design criteria or conservation policies for the local heritage precinct, as identified in the relevant Local Provisions Schedule.</u> |

| No | Clause | Amendment |
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| 36. | Scenic Protection Code – C8.3.1 | <p>In clause C8.3.1, delete the definition of ‘scenic road corridor’ and replace with:</p> <p>means:</p> <ul style="list-style-type: none"> (a) an area shown on an overlay map in the relevant Local Provisions Schedule, as within a scenic road corridor; or (b) the area of land that is within: <ul style="list-style-type: none"> (i) 100m of the frontage to a road shown on an overlay map in the relevant Local Provisions Schedule as a scenic road; or (ii) where there is no frontage, 120m of the edge of the carriageway of a road shown on an overlay map in the relevant Local Provisions Schedule as a scenic road, <p>and is listed and described in the scenic road corridors list in the relevant Local Provisions Schedule.</p> |
| 37. | Scenic Protection Code – C8.6.1 | In clause C8.6.1, modify P1.1(f) by deleting ‘, and’ and replacing with a full stop. |
| 38. | Coastal Erosion Hazard Code – C10.5.1 | In clause C10.5.1, modify P1.1(h) by deleting ‘, and’ and replacing with a full stop. |
| 39. | Coastal Erosion Hazard Code – C10.5.3 | In clause C10.5.3, modify P1.1(g) by deleting ‘, and’ and replacing with a full stop. |
| 40. | Coastal Erosion Hazard Code – C10.6.1 | In clause C10.6.1, modify P1.1(c) by deleting ‘, and’ and replacing with a full stop. |
| 41. | Coastal Inundation Hazard Code – C11.5.1 | In clause C11.5.1, modify P1.1(h) by deleting ‘, and’ and replacing with a full stop. |
| 42. | Coastal Inundation Hazard Code – C11.5.2 | In clause C11.5.2, modify P1.1(h) by deleting ‘, and’ and replacing with a full stop. |
| 43. | Coastal Inundation Hazard Code – C11.5.4 | In clause C11.5.4, modify P1.1(g) by deleting ‘, and’ and replacing with a full stop. |
| 44. | Coastal Inundation Hazard Code – C11.6.1 | In clause C11.6.1, modify P1.1(c) by deleting ‘, and’ and replacing with a full stop. |

| No | Clause | Amendment |
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| 45. | Flood-Prone Areas Hazard Code – C12.5.1 | In clause C12.5.1, modify P1.1(c) by deleting ‘, and’ and replacing with a full stop. |
| 46. | Coastal Inundation Hazard Code – C12.6.1 | In clause C12.6.1, modify P1.1(d) by deleting ‘, and’ and replacing with a full stop. |
| 47. | Potentially Contaminated Land Code – C14.3.1 | In clause C14.3.1, modify the definition of ‘site contamination practitioner’ by deleting text shown as strikethrough: means a person who is certified under the Site Contamination Practitioners Australia (SCP Australia) scheme, or a contaminated land practitioners scheme that is endorsed by the Director. |
| 48. | Potentially Contaminated Land Code – C14.4.1 | In clause C14.4.1 modify subclause (d) by inserting text shown as underlined: (d) any use or development that the Director, <u>a site contamination practitioner</u> , or a person approved by the Director for the purpose of this code, having regard to the applicable standards in this code, has issued a certificate stating that there is insufficient increase in risk from contamination to warrant any specific remediation and protection measures; or |
| 49. | Landslip Hazard Code – C15.3.1 | In clause C15.3.1, modify the definition of ‘landslip hazard report’ by replacing the semicolon with a colon in subclause (e). |
| 50. | Landslip Hazard Code – C15.4.1 | In clause C15.4.1(b), delete the word “and” between the words “ <i>Mineral Resources</i> ” and “ <i>Development Act 1995</i> ”. |
| 51. | Landslip Hazard Code – C15.5.1 | In clause C15.5.1, modify P1.1(b)(ii) by deleting ‘, and’ and replacing with a full stop. |
| 52. | Landslip Hazard Code – C15.6.1 | In clause C15.6.1, modify P1.1(d) and P1.2 by deleting ‘, and’ and replacing with a full stop. |
| 53. | Local Provisions Schedule Requirements – Table LP1.0 Local Provisions Schedule Numbering | In Table LP1.0, modify the prefix for Glamorgan-Spring Bay by deleting ‘GLA’ and replacing with ‘GSB’. |