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ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

**SYDNEY REGIONAL ENVIRONMENTAL PLAN No. 24—
HOMEBUSH BAY DEVELOPMENT AREA
(AMENDMENT No. 2)**

NEW SOUTH WALES



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I, the Minister for Planning, in pursuance of section 51 of the Environmental Planning and Assessment Act 1979, make the regional environmental plan set out hereunder.

ROBERT WEBSTER
Minister for Planning.

Sydney, 19 December, 1991.

Citation

1. This plan may be cited as Sydney Regional Environmental Plan No. 24—Homebush Bay Development Area (Amendment No. 2).

Aims, objectives etc.

2. The aims of this plan are:

- (a) to allow the land to which this plan applies to be used for the purpose of landfill that is not designated earthworks under Sydney Regional Environmental Plan No. 24—Homebush Bay Development Area; and
- (b) to allow for the safe relocation of putrescible or contaminated material which has no adverse impact on health or the environment on land to which Sydney Regional Environmental Plan No. 24—Homebush Bay Development Area applies; and

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- (c) to make a minor amendment to clarify that the zone objectives and development control provision of Sydney Regional Environmental Plan No. 24—Homebush Bay Development Area apply to land that is zoned under that plan; and
- (d) to nominate the Director of Planning as being responsible for determining whether earthworks on land to which Sydney Regional Environmental Plan No. 24—Homebush Bay Development Area applies are designated development or not; and
- (e) to allow for specified development with consent on land within 100 metres of the boundary of the land shown edged black and hatched on the map marked “Sydney Regional Environmental Plan No. 24—Homebush Bay Development Area (Amendment No. 2)” deposited in the office of the Department of Planning.

Land to which plan applies

3. (1) This plan applies to land at Homebush Bay, being Lot 1, D.P. 540955, Lot 1, D.P. 219674, and Lot 11, D.P. 221477, being land off Bennelong Road, Homebush, as shown edged black and cross-hatched on the map marked “Sydney Regional Environmental Plan No. 24—Homebush Bay Development Area (Amendment No. 2)”, except as provided by subclauses (2) and (3).

(2) Clause 4 (a), (b) and (d) apply to all of the land to which Sydney Regional Environmental Plan No. 24—Homebush Bay Development Area applies.

(3) Clause 4 (c) and (h) apply to land within 100 metres of the boundary of the land shown edged black and hatched on the map referred to in subclause (1), but clause 4 (c) also applies to the land described in subclause (1).

Amendment of Sydney Regional Environmental Plan No. 24—Homebush Bay Development Area

4. Sydney Regional Environmental Plan No. 24—Homebush Bay Development Area is amended:

- (a) by omitting the definition of “the map” in clause 5 and by inserting instead the following definition:

“**the map**” means the several sheets of the map marked “Sydney Regional Environmental Plan No. 24—Homebush Bay Development Area”, as amended by the maps (or, if sheets of maps are specified, by the specified sheets of the maps) marked as follows:

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Sydney Regional Environmental Plan No. 24—Homebush Bay Development Area (Amendment No. 2);

- (b) by inserting at the end of clause 5 the following subclause:
- (2) In this plan:
- (a) a reference to a map is a reference to a map deposited in the office of the Department of Planning and copies of which are deposited in the offices of the Councils of the Municipalities of Auburn and Concord and the City of Parramatta; and
- (b) a reference to Sheet 1 of the map is a reference to the map marked “Sydney Regional Environmental Plan No. 24—Homebush Bay Development Area (Amendment No. 2)”.
- (c) by inserting in clause 8 after the word “hatched” the words “or cross-hatched and to land within 100 metres of the boundary of the land shown edged black and hatched”;
- (d) by omitting from clause 11 (2) the words “to which this Part applies” and by inserting instead the words “shown edged black and coloured”;
- (e) by omitting from clause 17 (b) (ii) the words “consent authority” and by inserting instead the words “Director of Planning”;
- (f) by inserting at the end of clause 17 the following subclauses:
- (2) any development for the purposes of earthworks that, because of an opinion of the consent authority formed under subclause (1) (b) (ii), was not designated development immediately before the commencement of this subclause is not designated development after that commencement.
- (3) This clause does not apply to land shown black edged and cross-hatched on Sheet 1 of the map.
- (g) by inserting in clause 19 (2) (b) after the word “material” where lastly occurring the words “other than a quantity of material which, in the opinion of the Director of Planning is a minor quantity”;
- (h) by inserting in clause 21 (1) after the word “hatched” the words “, and to land within 100 metres of the boundary of the land shown hatched,”;
- (i) by inserting after clause 21 the following clause:
- Development on land shown cross-hatched on Sheet 1 of the map**
- 21A. (1) This clause applies to land shown edged black and cross-hatched on Sheet 1 of the map.

(2) Development for the purpose of landfill may, with the consent of the consent authority, be carried out on land to which this clause applies.
