



New South Wales

# **State Environmental Planning Policy (ARTC Rail Infrastructure) Amendment 2005**

under the

**Environmental Planning and Assessment Act 1979**

Her 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 Planning.

FRANK SARTOR, M.P.,  
Minister for Planning

## **State Environmental Planning Policy (ARTC Rail Infrastructure) Amendment 2005**

under the

Environmental Planning and Assessment Act 1979

### **1 Name of Policy**

This Policy is *State Environmental Planning Policy (ARTC Rail Infrastructure) Amendment 2005*.

### **2 Commencement**

This Policy commences on the commencement of the *Environmental Planning and Assessment Amendment (ARTC) Regulation 2005*.

### **3 Aims of Policy**

The aim of this Policy is to make it clear that *State Environmental Planning Policy No 14—Coastal Wetlands* and *State Environmental Planning Policy No 26—Littoral Rainforests* do not affect the carrying out of development by the Australian Rail Track Corporation Limited for the purposes of rail infrastructure activities if the development is part of a larger project substantially relating to matters outside the operation of those Policies.

### **4 Land to which Policy applies**

This Policy applies to the State.

### **5 Amendment of State Environmental Planning Policy (ARTC Rail Infrastructure) 2004**

*State Environmental Planning Policy (ARTC Rail Infrastructure) 2004* is amended as set out in Schedule 1.

---

## **Schedule 1    Amendment**

(Clause 3)

### **Clause 5 Relationship with other environmental planning instruments**

Omit clause 5 (2) (b). Insert instead:

- (b) is part of a project for the purposes of ARTC rail infrastructure facilities that consists substantially of development that is not development to which either of those State Environmental Planning Policies applies (for example, because it is substantially carried out on other land or substantially relates to development not regulated by those Policies).