

Draft Amendment 01/2018 of the State Planning Provisions

Terms of Reference

I, Roger Charles Jaensch, Minister for Planning, pursuant to section 30C(1) of the *Land Use Planning and Approvals Act 1993* (“the Act”), hereby issue these Terms of Reference for the preparation of draft amendment 01/2018 to the State Planning Provisions (SPPs).

Background

The State Planning Provisions were made on 22 February 2017 and came into effect on 2 March 2017. An amendment came into effect on 19 April 2018 which addressed a number of minor drafting errors and anomalies in the SPPs. It also updated the SPPs to align amendments made to the transitional provisions under Schedule 6 of the Act and the approved *Planning Directive 5.1 – Bushfire-Prone Areas Code*.

It is important that the SPPs are kept under regular review to ensure the intended planning outcomes are delivered. There is an opportunity to address any issues that are identified in the SPPs prior to the provisions becoming operative in each municipality.

Scope of the draft amendment

The draft amendment should be limited to those matters that are capable of meeting the tests for not requiring public exhibition under section 30H(3) of the Act.

SPP draft amendment 01-2018 is to make any necessary minor amendments to the SPPs to:

- correct any errors;
- remove any anomalies;
- improve clarity of interpretation; and
- address any other matters that are capable of meeting the tests for not requiring public exhibition under section 30H(3) of the Act.

Statutory requirements for the draft amendment

The draft amendment is to be prepared in accordance with the requirements in Part 3, Division 2 of the Act.