

Australian Capital Territory
Legislative Assembly

Planning Bill 2022

Amendments to be moved by Jo Clay

1
Clause 7 (1)
Page 5, line 6—

after
prosperity,
insert
protect its natural environment,

2
Clause 7 (3)
Page 6, line 7—

omit
must be considered in
substitute
are integral to

3
Clause 7 (3) (a)
Page 6, line 9—

omit clause 7 (3) (a), substitute

- (a) the ACT's biodiversity values and its landscape setting, including—
 - (i) the protection and conservation of biodiversity, habitat, ecological processes and natural systems; and
 - (ii) the integration of natural, built, cultural and heritage elements;

4
Clause 7 (3) (e)
Page 6, line 19—

omit clause 7 (3) (e), substitute

- (e) a sustainable and climate-resilient environment that is planned, designed and developed to adapt to climate change, reduce greenhouse gas emissions and achieve a net-zero greenhouse gas future using integrated mitigation and adaptation best practices and considers food and water security.

5
Proposed new clause 10 (1) (ca)
Page 10, line 8—

insert

- (ca) housing affordability principles;

6

Clause 10 (2), proposed new definition of *housing affordability principles*
Page 11, line 29—

insert

housing affordability principles means the following:

- (a) planning strategies, plans and policies should support the delivery of reforms that improve housing access, affordability and choice;
- (b) planning strategies, plans and policies should support more housing options for people who have a low income;
- (c) planning strategies, plans and policies should ensure affordable housing is close to essential services, amenities and affordable transport options, including public and active transport.

7

Clause 10 (2), definition of *natural environment conservation principles*,
proposed new paragraph (aa)
Page 13, line 4—

insert

- (aa) planning outcomes should support the operation of environmental laws applying in the ACT;

8

Clause 11 (2) (c)
Page 14, line 17—

omit clause 11 (2) (c), substitute

- (c) consultation is *inclusive* if it is undertaken in a way that—
 - (i) engages all stakeholders directly affected by the subject of the consultation; and
 - (ii) aims to engage all other stakeholders affected by the subject of the consultation; and

9

Clause 11 (2) (d) (i)

Page 14, line 21—

after

adequate

insert

and well-informed

10

Clause 11 (2) (g) (i)

Page 15, line 4—

omit

at an appropriate time

substitute

early and at other appropriate times

11

Proposed new clause 11 (2) (g) (iv)

Page 15, line 13—

insert

(iv) for a development application for a significant development—it is undertaken as early as possible; and

12

Clause 47 (c)

Page 39, line 20—

before

may

insert

must take into account and

13
Clause 112 (a) (iii)
Page 92, line 9—

omit

20 working days

substitute

30 working days

14
Clause 117 (2), note
Page 95, line 6—

omit

20 working days

substitute

30 working days

15
Proposed new clause 187 (2A)
Page 156, line 13—

insert

- (2A) A decision-maker must state in their decision the reasons why they were satisfied of the matters mentioned in subsection (1) (d) or (2) (c).

16
Clause 215 (1)
Page 184, line 7—

omit clause 215 (1), substitute

- (1) The Chief Minister and Minister may jointly declare that a development proposal is a territory priority project (a ***territory priority project declaration***) if the Chief Minister and Minister are satisfied that—
- (a) the proposal would achieve a major government policy outcome that is of significant benefit to the people of the ACT; and

- (b) the proposal would substantially facilitate the achievement of the desired future planning outcomes set out in the planning strategy, a relevant district strategy, the territory plan or any relevant zone; and
- (c) the proposal is for significant infrastructure or facilities, that are of significant benefit to the people of the ACT; and
- (d) there has been sufficient consultation about the proposal.

17

Clause 215 (2)

Page 184, line 19—

omit

notifiable

substitute

disallowable

18

Clause 217 (1), definition of *protected matter*, proposed new paragraph (aa)

Page 187, line 6—

insert

- (aa) a native species or ecological community protected under the *Nature Conservation Act 2014*; or

19

Schedule 7, part 7.2, item 8

Page 474—

omit
