



New South Wales

Commencement Proclamation

under the

Environmental Planning and Assessment Amendment Act 2008
No 36

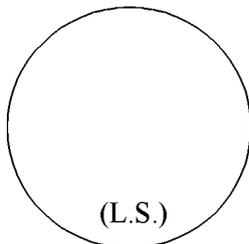
MARIE BASHIR, Governor

I, Professor Marie Bashir AC, CVO, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 2 of the *Environmental Planning and Assessment Amendment Act 2008*, do, by this my Proclamation, appoint 1 August 2008 as the day on which the following provisions of that Act commence:

- (a) Schedule 2.1 [5],
- (b) Schedule 2.10 [12],
- (c) Schedule 4.1 [7], [8], [12], [20]–[22], [31] and [32] (except to the extent that it inserts clause 132 of Division 5 of Part 21 of Schedule 6),
- (d) Schedule 4.2 [11],
- (e) Schedule 4.3 [2] and [3],
- (f) Schedule 4.4 [2] and [3],
- (g) Schedule 5.1 [10] and [12].

Signed and sealed at Sydney, this 23rd day of July 2008.

By Her Excellency's Command,



FRANK SARTOR, M.P.,
Minister for Planning

GOD SAVE THE QUEEN!

2008 No 309

Commencement Proclamation

Explanatory note

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The object of this Proclamation is to commence certain provisions of the *Environmental Planning and Assessment Amendment Act 2008* that deal with the following:

- (a) enabling regulations to be made with respect to the procedures, and appointment and remuneration of members, of committees established under section 22 of the *Environmental Planning and Assessment Act 1979* (**the Principal Act**) and the appointment and procedures of subcommittees,
- (b) the procedures for certain bodies established under the Principal Act,
- (c) increasing the penalties for erecting a building or subdividing land without complying with specified requirements in section 81A (2) and (4) of the Principal Act,
- (d) ensuring that long service leave levy payments have been made before a council or certifying authority may issue a complying development certificate,
- (e) enabling an environmental planning instrument that authorises an accredited certifier to issue a subdivision certificate in relation to certain subdivisions to place restrictions on the issue of such certificates,
- (f) enabling regulations to be made with respect to documents to be provided to, and matters to be notified to, consent authorities, councils and certifying authorities under the Principal Act,
- (g) the limitation on the time for bringing building actions in relation to building work,
- (h) the removal of the requirement that a certifying authority is to send copies of records relating to missed inspections to the Building Professionals Board,
- (i) amendments to the *Strata Schemes (Freehold Development) Act 1973* and the *Strata Schemes (Leasehold Development) Act 1986* enabling regulations to be made in relation to the inspections that must be carried out before strata certificates may be issued under those Acts and extending the application of the *Building Professionals Act 2005* to accredited certifiers exercising functions under those Acts.

BY AUTHORITY
