



**SCHEDULE OF SEPPS, REPS AND SECTION 117 DIRECTIONS  
FOR THE DRAFT WOLLONGONG LEP 2009**

	<b>State/Regional Policy</b>	<b>Compliance</b>	<b>Comment</b>
<b>State policies</b>			
SEPP No. 1	Development Standards		Proposed to be repealed (clause 1.9) and replaced with clause 4.6 in accordance with the Standard LEP Instrument
SEPP No. 2	Minimum standards for Residential Flat Building	Repealed	
SEPP No. 3	Castlereagh Liquid Waste Depot	Repealed – by SEPP Infrastructure	
SEPP No. 4	Development Without Consent and miscellaneous Exempt and Complying Development		Clause 6 and parts 3 and 4 of SEPP are proposed to be repealed in accordance with the Standard LEP Instrument
SEPP No. 5	Housing for Older People or People with a Disability	Repealed –by SEPP seniors Living	
SEPP No. 6	Number of Storeys in a Building	Consistent	Height limits introduced into the draft LEP
SEPP No. 7	Port Kembla Coal Loader	Repealed – by SEPP Infrastructure	
SEPP No. 8	Surplus Public Lands	Repealed – by SEPP Infrastructure	
SEPP No. 9	Group Homes	Repealed – by SEPP Infrastructure	
SEPP No. 10	Retention of Low-Cost Rental Accommodation	Consistent	Clause 6.3 to encourage the provision of affordable housing proposed to be incorporated in to the draft LEP
SEPP No. 11	Traffic Generating Developments	Repealed – by SEPP Infrastructure	
SEPP No. 12	Public Housing (Dwelling Houses)	Repealed by SEPP 53	
SEPP No. 13	Sydney Heliport	Repealed	
SEPP No. 14	Coastal Wetlands	Consistent	Significant wetlands zoned W1 or E2
SEPP No. 15	Rural Landsharing Communities	N/A	
SEPP No. 16	Tertiary Institutions	Repealed – by SEPP Infrastructure	
SEPP No. 19	Bushland in Urban Areas	Does not apply to Wollongong	
SEPP No. 20	Minimum Standards for Residential Flat Development	Repealed by SEPP 53	
SEPP No. 21	Caravan Parks	NA	
SEPP No. 22	Shops and Commercial Premises	Consistent	Draft provisions superseded by

	State/Regional Policy	Compliance	Comment
			draft Commercial Building Code
SEPP No. 25	Residential Allotment Sizes and Dual Occupancy Subdivision	Repealed by SEPP 53	
SEPP No. 26	Littoral Rainforests	NA	No littoral rainforests identified by the policy in the Wollongong LGA
SEPP No. 27	Prison Sites	Repealed – by SEPP Infrastructure	
SEPP No. 28	Town Houses and Villa Homes	Repealed	
SEPP No. 29	Western Sydney Recreational Area	Does not apply to Wollongong	
SEPP No. 30	Intensive Agriculture	N/A	
SEPP No. 31	Sydney (Kingsford Smith) Airport	Repealed – by SEPP Infrastructure	
SEPP No. 32	Urban Consolidation (Redevelopment of Urban Land)	Consistent	Industrial land identified as no longer being appropriately zoned, is proposed to be zoned either residential where multi-unit housing is proposed to be permissible. Or Enterprise Corridor which maintains employment use.
SEPP No. 33	Hazardous and Offensive Development	N/A	
SEPP No. 34	Major Employment - Generating Industrial Development	Repealed	
SEPP No. 35	Maintenance Dredging of Tidal Waterways	Repealed – by SEPP Infrastructure	
SEPP No. 36	Manufactured Home Estates	N/A	
SEPP No. 37	Continued Mines and Extractive Industries	Repealed by SEPP MPPEI	
SEPP No. 38	Olympic Games and Related Projects	N/A	
SEPP No. 39	Spit Island Bird Habitat	Does not apply to Wollongong	
SEPP No. 41	Casino/Entertainment Complex	Does not apply to Wollongong	
SEPP No. 42	Multiple Occupancy and Rural Land	Repealed	
SEPP No. 43	New Southern Railway	Repealed – by SEPP Infrastructure	
SEPP No. 44	Koala Habitat Protection	N/A	
SEPP No. 45	Permissibility of Mining	Repealed by SEPP MPPEI	
SEPP No. 46	Protection and Management of Native Vegetation	Repealed	
SEPP No. 47	Moore Park Showground	Does not apply to Wollongong	
SEPP No. 48	Major Putrescible Landfill Sites	Repealed – by SEPP Infrastructure	
SEPP No. 50	Canal Estate Development	N/A	
SEPP No. 51	Eastern Distributor	Repealed – by SEPP Infrastructure	
SEPP No. 52	Farm Dams, Drought Relief and Other Works	N/A	
SEPP No. 53	Metropolitan Residential Development	N/A	
SEPP No. 54	Northside Storage Tunnel	Repealed – by SEPP Infrastructure	
SEPP No. 55	Remediation of Land	Consistent	Contamination issues

State/Regional Policy		Compliance	Comment
			considered. Draft LEP generally translates existing zones. Contamination reports requested for rezonings, where appropriate.
SEPP No. 56	Sydney Harbour Foreshores and Tributaries	Does not apply to Wollongong	
SEPP No. 58	Protecting Sydney's Water Supply	Repealed by REP Sustaining the catchments	
SEPP No. 59	Central Western Sydney Economic and Employment Area	Does not apply to Wollongong	
SEPP No. 60	Exempt and Complying Development	Does not apply to Wollongong	Proposed to be repealed in accordance with the Standard LEP Instrument
SEPP No. 61	Exempt and Complying Development for White Bay and Glebe Island Ports	Repealed – by SEPP Infrastructure	
SEPP No. 62	Sustainable Aquaculture	N/A	
SEPP No. 63	Major Transport Proposals	Repealed – by SEPP Infrastructure	
SEPP No. 64	Advertising and Signage	Not inconsistent	
SEPP No. 65	Design quality of residential flat development	Consistent	Design quality principles incorporated into draft LEP. Design competition required in Wollongong CBD. A Design Panel is not proposed to be established. An IHAP has been established.
SEPP No. 67	Macquarie generation industrial development strategy	Repealed – by SEPP Infrastructure	
SEPP No. 69	Major electricity supply projects	Repealed – by SEPP Infrastructure	
SEPP No. 70	Affordable Housing (revised schemes)	N/A to Wollongong	Clause 4.4A to encourage the provision of affordable housing proposed to be incorporated in to the draft LEP
SEPP No. 71	Coastal Protection	Consistent	SEPP considered. Foreshore Building line. Lake Illawarra and other estuaries zoned W1, W2, E2. SEPP not proposed to apply to Wollongong CBD (As per Wollongong City Centre LEP 2007)
SEPP No. 72	Linear Telecommunications Development – Broadband	Repealed – by SEPP Infrastructure	
SEPP No. 73	Kosciuszko ski resorts	Repealed by SEPP KNP-AR	
SEPP No. 74	Newcastle Port and Employment Lands	N/A	
SEPP	Housing for Seniors or Persons with a disability 2004	Not inconsistent	
SEPP	Building Sustainability Index: BASIXs 2004	Not inconsistent	
SEPP	ARTC Rail Infrastructure 2004	Repealed – by SEPP Infrastructure	
SEPP	Sydney Metropolitan Water Supply 2004	Repealed – by SEPP Infrastructure	

	<b>State/Regional Policy</b>	<b>Compliance</b>	<b>Comment</b>
SEPP	Major Projects 2005	Not inconsistent	
SEPP	Development on Kurnell Peninsular 2005	Does not apply to Wollongong	
SEPP	Sydney Region Growth Centres 2006	Does not apply to Wollongong	
SEPP	Mining, Petroleum Production and Extractive Industries 2007	Not inconsistent	Land uses permitted by the SEPP may not be indicated in the Land Use Tables
SEPP	Infrastructure 2007	Not inconsistent	Land uses permitted by the SEPP may not be indicated in the Land Use Tables
SEPP	Temporary Structures and places of public entertainment 2007		
SEPP	Kosciuszko National Park – Alpine Resorts 2007	Does not apply to Wollongong	
SEPP	Rural Lands 2008	Does not apply to Wollongong	
Draft SEPP	Subdivision	N/A	Draft SEPP no longer required to be considered (DOP circular PS 08-013)
Draft SEPP	Sewerage Works	N/A	
Draft SEPP	Integration of Transport and Land Use	Consistent	Higher density housing proposed around rail stations
Draft SEPP	Development Standards	N/A	
<b>Regional Plans</b>			
Illawarra REP 1	Illawarra	Inconsistent	Proposed to be repealed (clause 1.9), as the instrument is outdated and has been superseded by the Illawarra Regional Strategy as the Department of Planning's Regional Strategy document.
Illawarra REP 2	Jamberoo	Does not apply to Wollongong	
REP	Sustaining the catchments	Inconsistent	Department of Planning advised that SCA works now covered by Infrastructure SEPP and the REP, and draft LEP does not need to include specific provisions
Greater Metropolitan REP No.2	Georges River catchment	Consistent	

## Directions issued to Councils under section 117(2) of the Act:

Ministerial Direction		Comment
<b>1. Employment and Resources</b>		
1.1	Business and Industrial Zones	Generally consistent. The draft LEP seeks to update the zone names in accordance with the Standard LEP Instrument. The draft LEP seeks to rezone some centres to reflect their position in the commercial centre hierarchy, eg Stanwell Park from 3(a) to B1
1.2	Rural Zones	Consistent – no major change from Wollongong LEP 1990 proposed
1.3	Mining, Petroleum Production and Extractive Industries	Consistent – no major change from Wollongong LEP 1990 proposed
1.4	Oyster Aquaculture	Not applicable
<b>2. Environment and Heritage</b>		
2.1	Environment Protection Zone	Generally consistent. Some changes to environmental protection zones are proposed as a consequence of studies such as the Illawarra Escarpment Land Use Review
2.2	Coastal Protection	Consistent. Clause 5.5 gives effect to the NSW Coastal Policy
2.3	Heritage Conservation	Consistent. Clause 5.10 provides for heritage conservation. Aboriginal sites are not proposed to be identified in the draft LEP.
2.4	Recreation Vehicle Areas	Consistent – no recreation vehicles areas proposed.
<b>3. Housing, Infrastructure and Urban Development</b>		
3.1	Residential Zones	Generally consistent. Some changes to residential zones proposed to reflect Council's Housing Strategy, no reduction in FSR.
3.2	Caravan Parks and Manufactured Home Estates	Generally consistent.
3.3	Home Occupations	Consistent – don't require consent
3.4	Integrating Land Use and Transport	Consistent - higher density housing proposed around rail stations
3.5	Development Near Licensed Aerodromes	Consistent – Clauses 6.9 & 6.10 contain restrictions on development near Illawarra Regional Airport at Albion Park (although the majority of the affected land is within the area covered by the draft West Dapto LEP)
<b>4. Hazard and Risk</b>		
4.1	Acid Sulfate Soils	Consistent – clause 6.5 for Acid Sulfate Soils proposed to be introduced
4.2	Mine Subsidence and Unstable Land	Not applicable

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| 4.3 | Flood Prone Land                 | Generally consistent. Clause 6.3 contains provisions for development in flood prone lands for the Hewitts, Towradgi, Allans, Minegang, Mullet and Brookes Creeks and Lake Illawarra catchments. Flood studies have not been completed for other catchments. |
| 4.4 | Planning for Bushfire Protection | Consistent. Clause 5.11   |

## 5. Regional Planning

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| 5.1 | Implementation of Regional Strategies  | The draft LEP is consistent with the Illawarra Regional Strategy  |
| 5.2 | Sydney Drinking Water Catchments   | Inconsistent - Department of Planning advised that SCA works now covered by Infrastructure SEPP and the REP, and draft LEP does not need to include specific provisions |
| 5.3 | Farmland of State and Regional Significance on the NSW Far North Coast       | Not applicable to Wollongong  |
| 5.4 | Commercial and Retail Development along the Pacific Highway, North Coast     | Not applicable to Wollongong  |
| 5.5 | Development in the vicinity of Ellalong, Paxton and Millfield (Cessnock LGA) | Not applicable to Wollongong  |
| 5.6 | Sydney to Canberra Corridor  | Not applicable to Wollongong  |
| 5.7 | Central Coast  | Not applicable to Wollongong  |
| 5.8 | Second Sydney Airport: Badgerys Creek  | Not applicable to Wollongong  |

## 6. Local Plan Making

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| 6.1 | Approval and Referral Requirements | Consistent |
| 6.2 | Reserving Land for Public Purposes | Consistent |
| 6.3 | Site Specific Provisions           | Consistent |