



New South Wales

Armidale Dumaresq Local Environmental Plan 2008 (Amendment No 6)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the
Environmental Planning and Assessment Act 1979. (10/14199)

TOM GELLIBRAND

As delegate for the Minister for Planning

2011 No 97

Clause 1 Armidale Dumaresq Local Environmental Plan 2008 (Amendment No 6)

Armidale Dumaresq Local Environmental Plan 2008 (Amendment No 6)

under the

Environmental Planning and Assessment Act 1979

1 Name of Plan

This Plan is *Armidale Dumaresq Local Environmental Plan 2008 (Amendment No 6)*.

2 Commencement

This Plan commences on the day on which it is published on the NSW legislation website.

3 Land to which Plan applies

This Plan applies to the land to which *Armidale Dumaresq Local Environmental Plan 2008* applies, particularly land within Zone Nos 1 (a), 1 (b) and 1 (c).

Schedule 1 Amendments

[1] Clause 14 Zone No 1 (a) General Rural

Omit clause 14 (6). Insert instead:

(6) Existing holdings

In this clause, *existing holding* means a holding that:

- (a) was a holding on 14 June 1985, and
 - (b) has the same configuration as it had on 14 June 1985 at the time of lodging a development application for the erection of a dwelling house under this clause,
- whether or not there has been a change in the ownership of the holding since 14 June 1985.

[2] Clause 14 (8) (c) and (d), 15 (7) (c) and (d) and 16 (7) (c) and (d)

Omit “within 3 years of the commencement of this Plan” wherever occurring.

Insert instead “before 15 February 2013”.

[3] Clauses 14 (8) (c), 15 (7) (c), 16 (7) (c), 33 (7) (b) and 33 (7) (d)

Omit “4 June 1985” wherever occurring. Insert instead “14 June 1985”.

[4] Clause 15 Zone No 1 (b) Rural Living

Omit “a lot” where first occurring in clause 15 (7) (b). Insert instead “land”.

[5] Clause 15 (7) (b) (i)

Omit “the lot”. Insert instead “the land is a lot that”.

[6] Clause 15 (7) (b) (ii) and (iii)

Omit “the lot is” wherever occurring. Insert instead “the land is”.

[7] Clause 15 (7) (b) (iv)

Omit “the lot”. Insert instead “the land”.

[8] Clause 15 (7) (f)

Omit the paragraph. Insert instead:

- (f) In this subclause, *existing holding* means a holding that:
 - (a) was a holding on 14 June 1985, and
 - (b) has the same configuration as it had on 14 June 1985 at the time of lodging a development application for

2011 No 97

Armidale Dumaresq Local Environmental Plan 2008 (Amendment No 6)

Schedule 1 Amendments

the erection of a dwelling house under this subclause,
whether or not there has been a change in the ownership of the holding since 14 June 1985.

[9] Clause 16 Zone No 1 (c) Rural Fringe

Omit “, in the area shown with blue cross hatching on the map,” from clause 16 (6) (c).

[10] Clause 16 (7) (e)

Omit the definition of *existing holding*. Insert instead:

existing holding means a holding that:

- (a) was a holding on 14 June 1985, and
- (b) has the same configuration as it had on 14 June 1985 at the time of lodging a development application for the erection of a dwelling house under this subclause,
whether or not there has been a change in the ownership of the holding since 14 June 1985.

[11] Dictionary

Omit the definition of *holding*. Insert instead:

holding means all adjoining land, even if separated by a road or railway, held by the same person or persons.

[12] Dictionary, definition of “the map”

Insert in appropriate order in the definition:

*Armidale Dumaresq Local Environmental Plan 2008
(Amendment No 6)*