

State Environmental Planning Policy (Transport and Infrastructure) 2021

Section	Assessment	Compliance
Part 3.4 Schools – Specific Development Controls Section 3.36 Schools – Development permitted with consent (1) Development for the purpose of a school may be carried out by any person with development consent on land in a prescribed zone. (2) Development for a purpose specified in section 3.40(1) or 3.41(2)(e) may be carried out by any person with development consent on land within the boundaries of an existing school. (3) Development for the purpose of a school may be carried out by any person with development consent on land that is not in a prescribed zone if it is carried out on land within the boundaries of an existing or approved school. (5) A school (including any part of its site and any of its facilities) may be used, with development consent, for the physical, social, cultural or intellectual development or welfare of the community, whether or not it is a commercial use of the establishment. (6) Before determining a DA, the consent authority must take into consideration— (a) the design quality of the development when evaluated in accordance with the design quality principles set out in Schedule 8, and (b) whether the development enables the use of school facilities (including recreational facilities) to be shared with the community.	The site is zoned R1 General Residential and C2 Environmental Conservation. R1 General Residential zone is identified as a prescribed zone, pursuant to this policy. The development does not relate to complying development. Development of an additional school building for the operation of the school is proposed. In addition, drainage works are proposed in the C2 Environmental Conservation zone, which is not a prescribed zone, but is proposed to be carried out on land within the boundaries of the existing school. The proposed buildings will assist in the physical, social, cultural and intellectual development of students within the school community. The school building is not proposed to be shared with the community. The proposed development has been assessed against the design principles set out under Schedule 8 of the SEPP. The new school building and associated structures are considered to represent a high-quality design and architectural presence that is compliant with	Yes NA Yes Yes Yes

(9) A provision of a development control plan that specifies a requirement, standard or control in relation to development of a kind referred to in subsection (1), (2), (3) or (5) is of no effect, regardless of when the development control plan was made.	the design principles prescribed under Schedule 8. Section 3.36(6)(b) requires the consent authority to consider whether the development enables the use of the school facilities (including recreational facilities) to be shared with the community. The proposed school building is primarily for the use of the school to carry out teaching and educational functions. However, the existing site as a whole can potentially provide the opportunity for community use. The controls of the Camden DCP 2019 and Oran Park DCP 2007 do not apply to the development.	Yes
Part 3.7 General development controls Section 3.58 Traffic-generating development (1) This section applies to development for the purpose of an educational establishment— (a) that will result in the educational establishment being able to accommodate 50 or more additional students, and (b) that involves— (i) an enlargement or extension of existing premises, or (ii) new premises, on a site that has direct vehicular or pedestrian access to any road. (2) Before determining a development application for development to which this section applies, the consent authority must— (a) give written notice of the application to Transport for NSW (<i>TfNSW</i>) within 7 days after the application is made, and (b) take into consideration the matters referred to in subsection (3). (3) The consent authority must take into consideration—	The DA was referred to TfNSW for comment pursuant to Section 3.58 Traffic Generating Development of the Transport and Infrastructure SEPP as the development is for the purpose of an educational establishment able to accommodate 50 or more additional students and involves an extension of existing premises that has direct access to a road. TfNSW has reviewed the proposal and has not specified any requirements, as they consider that the proposed development will have a negligible impact on the classified arterial road network.	Yes

(a) any submission that TfNSW provides in response to that notice within 21 days after the notice was given (unless, before the 21 days have passed, TfNSW advises that it will not be making a submission), and (b) the accessibility of the site concerned, including— (i) the efficiency of movement of people and freight to and from the site and the extent of multi-purpose trips, and (ii) the potential to minimise the need for travel by car, and (c) any potential traffic safety, road congestion or parking implications of the development. (4) The consent authority must give TfNSW a copy of the determination of the application within 7 days after the determination is made.		
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