

Jane Buckland

From: Frances Teather <Frances.Teather@dplh.wa.gov.au>
Sent: Thursday, 19 September 2024 1:15 PM
To: Jane Buckland
Subject: RE: [External] TPS/3184 - Section 83A Consent to Advertise - Shire of Nannup Local Planning Scheme No. 4 Amendment No. 1

OFFICIAL

Afternoon Jane,

Thank you for the email.

My understanding is that the Act and Regulations don't provide scope for a local government to revoke a scheme amendment once it has been initiated. r46(C) sets out that a local government must modify and resubmit the amendment as required by the Minister.

Modification 1(C) is a minor change to fix a clerical error rather than materially changing the intent of the Council resolution. Amending the table number does not provide any additional site requirements, or substantial change to the amendment and rereferral to the EPA won't be necessary.

Please get in contact if you require any further assistance in the process.

Thank you,

Frances Teather
Planning Officer | Land Use Planning
Department of Planning, Lands and Heritage
140 William Street, Perth WA 6000
wa.gov.au/dplh | 6551 9380 |



The Department acknowledges the Aboriginal people of Western Australia as the traditional custodians of this land, and we pay our respects to their Elders, past and present.

Disclaimer: this email and any attachments are confidential and may be legally privileged. If you are not the intended recipient, any use, disclosure, distribution or copying of this material is strictly prohibited. If you have received this email in error, please notify the sender immediately by replying to this email, then delete both emails from your system.

From: Jane Buckland <jane.buckland@nannup.wa.gov.au>
Sent: Wednesday, 18 September 2024 4:27 PM
To: Frances Teather <Frances.Teather@dplh.wa.gov.au>
Subject: FW: [External] TPS/3184 - Section 83A Consent to Advertise - Shire of Nannup Local Planning Scheme No. 4

Amendment No. 1
Importance: High

OFFICIAL

Hi Frances,

Just a query regarding the below modifications.

I have been advised by our Acting CEO that changing the Council resolution as requested in point 1(c) will require the original resolution to be revoked and then reconsidered with the change. If the Shire goes ahead in this manner, will you require the amendment to be referred to the EPA again?

I will also have to update the signed pages with the new resolution dates.

Kind Regards,

Jane Buckland
Development Services Coordinator



Shire of
Nannup
rest • connect • grow



+61 8 9756 1018
PO Box 11 / 15 Adam Street Nannup W
nannup@nannup.wa.gov.au
www.nannup.wa.gov.au

From: Local Planning Schemes <localplanningschemes@dplh.wa.gov.au>

Sent: Friday, August 30, 2024 11:15 AM

To: Shire of Nannup <nannup@nannup.wa.gov.au>

Subject: FW: [External] TPS/3184 - Section 83A Consent to Advertise - Shire of Nannup Local Planning Scheme No. 4 Amendment No. 1

Importance: High

OFFICIAL

To whom it may concern

SHIRE OF NANNUP LOCAL PLANNING SCHEME NO. 4 AMENDMENT NO. 1

I refer to your email dated 29 July 2024 regarding the abovementioned draft scheme amendment.

In relation to Shire of Nannup Planning Scheme No. 4 Amendment 1 and pursuant to Section 83A(2)(b) of the *Planning and Development Act 2005*, the Minister for Planning:

- (1) requires the local government to modify the scheme amendment pursuant to Section 83A(2)(b) of the *Planning and Development Act 2005* in the following manner:
 - (a) Council adoption and Council resolution to advertise signature locations (page 4) being relocated prior to Council recommendation (page 20).
 - (b) modify 'ASR4' boundary within 'proposed zoning' map to include the southern boundary abutting Lot 11 Cundinup-Dudinyillup Road, Nannup.
 - (c) The Additional Site Requirement table to be referred to as Table 5 in the resolution.

- (2) requires the local government to resubmit the modified scheme amendment for approval to advertise in accordance with Section 83A(2)(a) of the *Planning and Development Act 2005*.

Please direct any queries regarding the above to Frances Teather.

Once the modifications have been undertaken, please submit the modified documentation to localplanningschemes@dplh.wa.gov.au

Kind regards

Heather Brooks

Senior Planning Support Officer | Land Use Planning

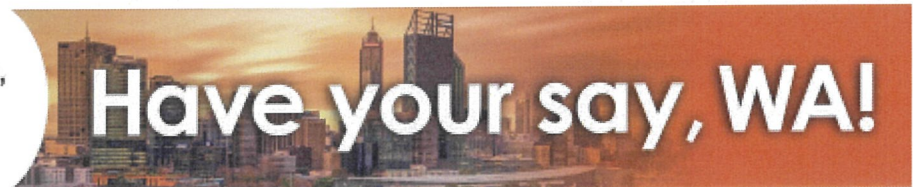
Department of Planning, Lands and Heritage

140 William Street, Perth WA 6000

wa.gov.au/dplh | 6551 9436 | |



Department of Planning,
Lands and Heritage



Now it's easier to leave feedback on projects that may affect you. Visit haveyoursay.dplh.wa.gov.au today.

The Department of Planning, Lands and Heritage acknowledges Aboriginal people as the traditional custodians of Western Australia. We pay our respects to the Ancestors and Elders, both past and present, and the ongoing connection between people, land, waters and community. We acknowledge those who continue to share knowledge, their traditions and culture to support our journey for reconciliation. In particular, we recognise land and cultural heritage as places that hold great significance for Aboriginal people. Learn more about our [Reconciliation Action Plan](#).

Disclaimer: this email and any attachments are confidential and may be legally privileged. If you are not the intended recipient, any use, disclosure, distribution or copying of this material is strictly prohibited. If you have received this email in error, please notify the sender immediately by replying to this email, then delete both emails from your system.

This email and any attachments to it are also subject to copyright and any unauthorised reproduction, adaptation or transmission is prohibited.

There is no warranty that this email is error or virus free.

This notice should not be removed.

This email has been scanned for spam and viruses by Proofpoint Essentials. Click [here](#) to report this email as spam.

This email and any attachments to it are also subject to copyright and any unauthorised reproduction, adaptation or transmission is prohibited.

There is no warranty that this email is error or virus free.

This notice should not be removed.

This email has been scanned for spam and viruses by Proofpoint Essentials. Click [here](#) to report this email as spam.