



Western Australia

Swan Valley Planning Act 2020

## **Swan Valley Planning Regulations 2024**



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# Swan Valley Planning Regulations 2024

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## Swan Valley Planning Regulations 2024

### 1. Citation

These regulations are the *Swan Valley Planning Regulations 2024*.

### 2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published on the WA legislation website;
- (b) the rest of the regulations — on 1 March 2024.

### 3. Modification of *Planning and Development (Local Planning Schemes) Regulations 2015* in application to Swan Valley Planning Scheme (s. 40)

- (1) This regulation sets out, for the purposes of section 40(3) of the Act, modifications of the *Planning and Development (Local Planning Schemes) Regulations 2015* Parts 4 and 5 as they apply under section 40(2) of the Act (the **relevant applied provisions**).
- (2) The relevant applied provisions apply as if a reference to a provision of the *Planning and Development Act 2005* Part 5 were a reference to a corresponding provision in Part 2 of the Act.
- (3) The relevant applied provisions apply as if —
  - (a) the following provisions relating to approval to advertise a scheme or amendment were deleted —
    - (i) regulations 21 to 21B;

- (ii) regulations 37 to 37B;
    - (iii) regulations 46A to 46C;
  - and
  - (b) the references in regulations 22(1), 38(1) and 47(1) to the Minister approving a proposed scheme or amendment for advertising were omitted.
- (4) The relevant applied provisions apply as if —
- (a) regulations 57 to 61 were deleted; and
  - (b) a requirement were instead included that the Commission must —
    - (i) advertise a proposed basic amendment to the Swan Valley Planning Scheme in accordance with the procedure that applies to the advertising of a proposed standard amendment under regulations 47 and 48, except that the period for making submissions on the advertised proposed basic amendment is a period of at least 14 days decided by the Commission (rather than the period referred to in regulation 47(3)); and
    - (ii) consider any submissions made in response to the advertised basic amendment within that period.
- (5) This regulation does not limit the other modifications that apply to the relevant applied provisions and other relevant local planning scheme regulations under section 40(2) and (3) of the Act.

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## Notes

This is a compilation of the *Swan Valley Planning Regulations 2024*. For provisions that have come into operation see the compilation table.

### Compilation table

<b>Citation</b>	<b>Published</b>	<b>Commencement</b>
<i>Swan Valley Planning Regulations 2024</i>	SL 2024/14 21 Feb 2024	r. 1 and 2: 21 Feb 2024 (see r. 2(a)); Regulations other than r. 1 and 2: 1 Mar 2024 (see r. 2(b))

Defined terms

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## Defined terms

*[This is a list of terms defined and the provisions where they are defined.*

*The list is not part of the law.]*

<b>Defined term</b>	<b>Provision(s)</b>
relevant applied provisions .....	3(1)

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