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WESTERN AUSTRALIAN PLANNING COMMISSION ACT 1985
NINGALOO COAST REGIONAL INTERIM DEVELOPMENT ORDER 2004

NOTICE OF DELEGATION TO
NINGALOO SUSTAINABLE DEVELOPMENT COMMITTEE AND
DIRECTOR, NINGALOO SUSTAINABLE DEVELOPMENT OFFICE

File: 801/1/1/51 p8

Notice is hereby given that the Western Australian Planning Commission (the Commission), by resolution made on 25 August 2004 pursuant to section 20 of the *Western Australian Planning Commission Act 1985* (the Act), has delegated its functions under the Ningaloo Coast Regional Interim Development Order 2004 as set out in this notice.

1. FUNCTIONS DELEGATED TO THE NINGALOO SUSTAINABLE DEVELOPMENT COMMITTEE

All functions of the Commission under the Ningaloo Coast Regional Interim Development Order 2004.

2. FUNCTIONS DELEGATED TO THE DIRECTOR, NINGALOO SUSTAINABLE DEVELOPMENT OFFICE

2.1 Clause 6. Development by a public authority or local government

Power to—

- advise public authorities and local governments pursuant to subclause (2);
- require modification to the development pursuant to subclause (3); and
- submit the matter to the Minister for determination by the Governor under section 27(2) of the Act pursuant to subclause (4).

2.2 Clause 11. Advertising of applications

Power to—

- determine that planning approval should not be granted before notice of the application is given;
- give notice, or require the applicant to give notice, of the application in one or more of the ways set out in clause 11; and
- determine which nearby owners and occupiers are likely to be affected by the proposed development.

2.3 Clause 12. Determination by Commission etc.

Power to—

- determine applications for planning approval provided any such determination is in accordance with the published policies of the Commission; and
- exercise any of the related powers of the Commission conferred by—
 - clause 15. Determination of applications;
 - clause 16. Form and date of determination;
 - clause 18. Temporary planning approval;
 - clause 19. Scope of planning approval; and
 - clause 20. Approval subject to later approval of details.

2.4 Clause 13. Consultation with other authorities

Power to consult on a proposed development with any public authority considered appropriate.

2.5 Ancillary functions

In respect of appeals lodged against determinations of the Commission under the Ningaloo Coast Regional Interim Development Order 2004, power to defend and otherwise deal with appeals lodged with the Town Planning Appeal Tribunal.

Mr IAN PATTERSON, Secretary.



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