



WESTERN
AUSTRALIAN
GOVERNMENT
Gazette

ISSN 1448-949X

PRINT POST APPROVED PP665002/00041

1037



PERTH, THURSDAY, 24 MARCH 2011 No. 45 SPECIAL

PUBLISHED BY AUTHORITY JOHN A. STRIJK, GOVERNMENT PRINTER AT 3.15 PM

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Planning and Development Act 2005

Planning and Development Amendment Regulations 2011

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Planning and Development Amendment Regulations 2011*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day on which the *Planning and Development (Development Assessment Panels) Regulations 2011* come into operation.

3. Regulations amended

These regulations amend the *Planning and Development Regulations 2009*.

4. Regulation 46 amended

In regulation 46 insert in alphabetical order:

DAP application has the meaning given in the *Planning and Development (Development Assessment Panels) Regulations 2011* regulation 3(1);

Planning and Development Amendment Regulations 2011

r. 5

5. Regulation 48A inserted

After regulation 47 insert:

48A. Fees for DAP applications

- (1) A local government may impose a fee for services in respect of a DAP application made to it notwithstanding that it will not itself determine the application.
- (2) The fee must be decided by the local government but must not exceed the maximum fee specified in Schedule 2 in relation to a development application in respect of the same kind of development.
- (3) Any fee imposed under subregulation (1) must be paid to the local government by the applicant when making the DAP application.

6. Regulation 49 amended

In regulation 49(1) delete “referred to in regulation 48,” and insert:

referred to in regulation 48A(1) or 48,

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.