



Queensland

Sustainable Planning Amendment Regulation (No. 5) 2011

Subordinate Legislation 2011 No. 139

made under the

Sustainable Planning Act 2009

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1 Short title

This regulation may be cited as the *Sustainable Planning Amendment Regulation (No. 5) 2011*.

2 Regulation amended

This regulation amends the *Sustainable Planning Regulation 2009*.

3 Amendment of s 5 (Guideline for making or amending planning scheme or planning scheme policy—Act, s 117(1))

Section 5, ‘Statutory guideline 2/09 Making and amending local planning instruments’, dated 25 November 2009’—
omit, insert—

‘Statutory guideline 2/09 Making and amending local planning instruments’, dated 12 July 2011’.

4 Amendment of s 6 (Guideline for making temporary local planning instrument—Act, s 117(2))

Section 6, ‘Statutory guideline 2/09 Making and amending local planning instruments’, dated 25 November 2009’—
omit, insert—

‘Statutory guideline 2/09 Making and amending local planning instruments’, dated 12 July 2011’.

5 Amendment of s 26 (Qualifications of general referee—Act, s 571)

Section 26(2), before ‘or regulated’—
insert—

‘, adopted infrastructure charges notice’.

6 Replacement of s 27 (Guideline for priority infrastructure plans—Act, s 627)

Section 27—

omit, insert—

‘27 Guideline for priority infrastructure plans—Act, s 627

‘The guideline for making or amending priority infrastructure plans is contained in the document called ‘Statutory guideline 2/09 Making and amending local planning instruments’, dated 12 July 2011 and published by the department.’.

7 Omission of s 29 (Guideline for preparing, making or amending infrastructure charges schedules—Act, s 630)

omit.

8 Amendment of sch 3 (Assessable development, self-assessable development and type of assessment)

Schedule 3, part 2, table 4, item 1(b)(ii), ‘;’—

omit, insert—

‘; or’.

9 Amendment of sch 4 (Development that can not be declared to be development of a particular type—Act, section 232(2))

(1) Schedule 4, table 3, items 2(f) to (h), ‘;’—

omit, insert—

‘; or’.

(2) Schedule 4, table 5, item 12, editor’s note, ‘www.dip.qld.gov.au’—

omit, insert—

‘www.dlgp.qld.gov.au’.

[s 10]

10 Amendment of sch 18 (Compliance assessment of particular development)

- (1) Schedule 18, table 1, item 2, ‘Assessment’—
omit, insert—
‘Assessment’.
- (2) Schedule 18, table 2, item 2, ‘Assessment’—
omit, insert—
‘Assessment’.

11 Replacement of sch 20 (Court fees)

Schedule 20—
omit, insert—

‘Schedule 20 Court fees

section 22

\$

1	Filing notice of appeal—	
	(a) if there is only 1 party initiating the appeal and the party is an individual, or if there is more than 1 party initiating the appeal and they are all individuals	497.00
	(b) otherwise.	984.00
2	Filing an originating application— <i>Planning and Environment Court Rules 2010</i> (the <i>rules</i>), rule 6—	
	(a) if there is only 1 applicant and the applicant is an individual, or if there is more than 1 applicant and all applicants are individuals	497.00
	(b) otherwise.	984.00
3	Issuing a certificate on a final judgment, order, finding or decision	52.50

	\$
4 Filing a document (the <i>first document</i>), other than any subsequent document relating to the first document, for which no other fee is provided	75.50
5 Issuing a copy of a record of the court, a document or exhibit filed in the registry or reasons for judgment—	
(a) first copy—each page	2.00
(b) maximum fee for first copy	56.00
(c) additional copy—each page	0.50
(d) maximum fee for additional copy.	22.00
6 Opening or keeping open the registry after hours	409.00
7 Searching the record in an appeal or other proceeding—for each name or file	19.50
8 Attending a view—	
(a) for each hour or part of an hour	87.00
(b) but not more than, for each day	435.00
9 Making an appointment for assessment of a costs statement.	87.00
10 Assessing a costs statement—for each \$100 or part of \$100 allowed.	10.50’.

12 Amendment of sch 26 (Dictionary)

Schedule 26, definition *key resource area*, editor’s note,
‘www.dip.qld.gov.au’—

omit, insert—

‘www.dlgp.qld.gov.au’.

ENDNOTES

- 1 Made by the Governor in Council on 21 July 2011.
- 2 Notified in the gazette on 22 July 2011.
- 3 Laid before the Legislative Assembly on . . .
- 4 The administering agency is the Department of Local Government and Planning.

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