



Queensland

Planning (Public Health Accommodation Facility) Amendment Regulation 2021

Subordinate Legislation 2021 No. 139

made under the

Planning Act 2016

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[s 1]

1 Short title

This regulation may be cited as the *Planning (Public Health Accommodation Facility) Amendment Regulation 2021*.

2 Regulation amended

This regulation amends the *Planning Regulation 2017*.

3 Insertion of new s 20B

After section 20A—

insert—

20B When development for public health accommodation facility is not assessable development

- (1) This section applies to development, other than reconfiguring a lot, that—
 - (a) is stated in schedule 9 or 10 to be assessable development; and
 - (b) would, but for subsection (2), be assessable development under section 20(1).
- (2) Despite section 20(1), the development is not assessable development under that section to the extent the development is or involves development that is accepted development under schedule 7, section 14.

4 Amendment of sch 6 (Development local categorising instrument is prohibited from stating is assessable development)

Schedule 6, after section 32—

insert—

33 Particular development for public health accommodation facility

Development, other than reconfiguring a lot, if—

-
- (a) the development—
- (i) is carried out on Lot 4 on SP296105 and is for a facility that is owned by, or operated by or on behalf of, the State or a public sector entity and is for accommodating persons to whom a direction under the *Public Health Act 2005*, section 362B(2)(b) or 362H(1) or (1A) applies; or
 - (ii) is for a use that is ancillary to the facility mentioned in subparagraph (i), including, for example, staff accommodation, food preparation, medical services, security services or emergency services; or
 - (iii) is necessary for the facility mentioned in subparagraph (i); and
- (b) for development that is building work—the building work complies with the relevant provisions for the building work.

5 Amendment of sch 7 (Accepted development)

- (1) Schedule 7, section 2(2)—

omit.

- (2) Schedule 7—

insert—

Part 4 Other development

14 Particular development for public health accommodation facility

Development in relation to which schedule 6, section 33 applies.

[s 6]

6 Amendment of sch 24 (Dictionary)

Schedule 24—

insert—

relevant provisions, for building work, for schedule 6, section 33 and schedule 7, section 2, see the Building Act, section 21(5).

ENDNOTES

- 1 Made by the Governor in Council on 9 September 2021.
- 2 Notified on the Queensland legislation website on 10 September 2021.
- 3 The administering agency is the Department of State Development, Infrastructure, Local Government and Planning.

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