



## **Tweed Local Environmental Plan 2000 (Amendment No 26)**

under the

Environmental Planning and Assessment Act 1979

I, the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration), make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (G02/00193/S69)

DIANE BEAMER, M.P.,

Minister Assisting the Minister for Infrastructure  
and Planning (Planning Administration)

## **2004 No 199**

Clause 1 Tweed Local Environmental Plan 2000 (Amendment No 26)

---

## **Tweed Local Environmental Plan 2000 (Amendment No 26)**

under the

Environmental Planning and Assessment Act 1979

### **1 Name of plan**

This plan is *Tweed Local Environmental Plan 2000 (Amendment No 26)*.

### **2 Aim of plan**

This plan aims to amend clauses 9 and 10 of *Tweed Local Environmental Plan 2000*, which deal with exempt and complying development, to reflect a new date on which a revised version of *Tweed Development Control Plan No 40* was adopted by Tweed Shire Council.

### **3 Land to which plan applies**

This plan applies to the whole of the local government area of Tweed.

### **4 Amendment of Tweed Local Environmental Plan 2000**

*Tweed Local Environmental Plan 2000* is amended as set out in Schedule 1.

---

## Schedule 1 Amendments

(Clause 4)

### [1] Clause 9 Exempt development

Omit clause 9 (1). Insert instead:

- (1) Development of minimal environmental impact listed in Schedule 1 to *Tweed Development Control Plan No 40*, as adopted by the Council on 17 December 2003, is exempt development despite any other provisions of this plan.

### [2] Clause 10 Complying development

Omit clause 10 (1). Insert instead:

- (1) Development listed in Schedule 2 to *Tweed Development Control Plan No 40*, as adopted by the Council on 17 December 2003, is complying development if:
  - (a) it is local development of a kind that can be carried out with consent on the land on which it is proposed, and
  - (b) it is not an existing use as defined by section 106 of the Act.

### [3] Clause 10 (2) (a)

Omit the paragraph. Insert instead:

- (a) meets the applicable requirements in Schedule 2 to *Tweed Development Control Plan No 40*, as adopted by the Council on 17 December 2003, and

### [4] Clause 10 (3)

Omit the subclause. Insert instead:

- (3) A complying development certificate is subject to the conditions for the development set out in Schedule 3 to *Tweed Development Control Plan No 40*, as adopted by the Council on 17 December 2003.