

# Southern Midlands Interim Planning Scheme 2015

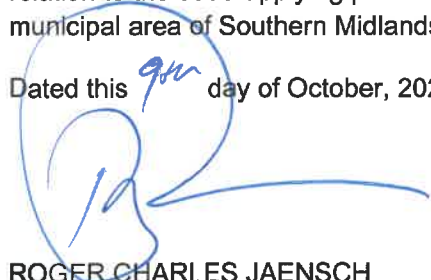
## *Land Use Planning and Approvals Act 1993*

### Section 87C & Schedule 6, clause 8D(3)

#### DECLARATION

I, ROGER CHARLES JAENSCH, Minister for Planning, acting in accordance with Schedule 6, Clause 8D(3) of the *Land Use Planning and Approvals Act 1993* ("the Act") after having consulted with the Tasmanian Planning Commission, declare that Schedule 6, clause 8D(2) of the Act does not apply in relation to the code-applying provisions identified in the Schedule to this declaration in relation to the municipal area of Southern Midlands.

Dated this 9<sup>th</sup> day of October, 2020



ROGER CHARLES JAENSCH

Minister for Planning

#### The Schedule

#### Code-applying Provisions declared not subject to Schedule 6, Clause 8D(2) of the Act

Code	Reason
E1.0 Bushfire-Prone Areas Code	The code contains no relevant Code-applying Provisions.
E2.0 Potentially Contaminated Land Code	The code contains no relevant Code-applying Provisions.
E3.0 Landslip Code	The Local Provision Schedule requirements at clause LP1.7.12 of the State Planning Provisions specify the mapping to be used for the Landslip Hazard Area overlay for the State Planning Provisions Landslip Hazard Code.
E5.0 Road and Railway Assets Code	The code contains no relevant Code-applying Provisions.
E6.0 Parking and Access Code	The code contains no relevant Code-applying Provisions.
E7.0 Stormwater Management Code	The code does not relate to an equivalent State Planning Provisions Code.
E8.0 Electricity Transmission Infrastructure Protection Code	The Local Provisions Schedule requirements at clause LP1.7.3 of the State Planning Provisions specify the mapping to be used to create the various overlays for the State Planning Provisions Electricity Transmission Infrastructure Protection Code.
E9.0 Attenuation Code excluding:	The only relevant code-applying provision is: <ul style="list-style-type: none"><li>• The Attenuation Area overlay</li></ul>

Code	Reason
<ul style="list-style-type: none"> <li>The Attenuation Area overlay</li> </ul>	
E10.0 Biodiversity Code	The Local Provisions Schedule requirements at clause LP1.7.5 of the State Planning Provisions and guidelines NAC 7 to NAC 12 of Guideline No.1 specify how the Priority Vegetation Area overlay is to be generated for the State Planning Provision Natural Assets Code.
E11.0 Waterway and Coastal Protection Code, except – <ul style="list-style-type: none"> <li>the potable water supply area overlay west of Black Marys Hill,</li> <li>clause E11.1.1(d)</li> <li>clause E11.7.1 objective and subclause A3&amp;P3</li> </ul>	Guidelines NAC 1 to NAC 3 of Guideline No.1 specify how the Waterway and Coastal Protection Area is to be created for the State Planning Provision Natural Assets Code.
E13.0 Historic Heritage Code, Excluding: <ul style="list-style-type: none"> <li>Table E13.1 Heritage Places;</li> <li>The Heritage Precincts overlay;</li> <li>Table E13.2 Heritage Precincts</li> <li>The Cultural Landscapes Precincts overlay; and</li> <li>Table E13.3 Cultural Landscapes Precincts</li> </ul> Unless the place, precinct, figure or overlay has been inserted or removed by amendment after the commencement day;	The only relevant Code-applying Provisions are: <ul style="list-style-type: none"> <li>Table E13.1 Heritage Places;</li> <li>The Heritage Precincts overlay;</li> <li>Table E13.2 Heritage Precincts</li> <li>The Cultural Landscapes Precincts overlay; and</li> <li>Table E13.3 Cultural Landscapes Precincts</li> </ul>
E14.0 Scenic Landscapes Code Excluding: <ul style="list-style-type: none"> <li>The Scenic Landscape Corridor overlay, if on land that is a zone listed in clause C8.2.1 of the State Planning Provisions.</li> </ul>	The only relevant Code-applying Provision is: <ul style="list-style-type: none"> <li>The Scenic Landscapes Corridor overlay, if on land that is a zone listed in clause C8.2.1 of the State Planning Provisions.</li> </ul>
E15.0 Inundation Prone Areas Code, Excluding: <ul style="list-style-type: none"> <li>The Riverine Inundation Hazard Area overlay</li> </ul>	The only relevant Code-applying Provision is: <ul style="list-style-type: none"> <li>The Riverine Inundation Hazard Area overlay</li> </ul> The Local Provisions Schedule requirements at clause LP1.7.9 of the State Planning Provisions specify the mapping to be used to create the Coastal Inundation Hazard Area overlay for the State Planning Provision Coastal Inundation Hazard Code. Guideline CIHC 2 of Guideline No. 1 specifies how the Coastal Inundation Hazard Bands AHD Level table is to be populated for the State Planning Provision Coastal Inundation Hazard Code.
E17.0 Signs Code	The code contains no relevant Code-applying Provisions.
E18.0 Wind and Solar Energy Code	The code does not relate to an equivalent State Planning Provision code.
E19.0 Telecommunications Code	The code contains no relevant Code-applying Provisions.
E20.0 Acid Sulfate Soils Code	The management of acid sulfate soils can be achieved through appropriate zoning and the operation of the waterway and coastal protection area component of the State Planning Provisions Natural Assets Code. Clause 6.11.2 in the State Planning Provisions also provides for conditions or restrictions to be imposed on a permit for

Code	Reason
	construction management, which may include the management of acid sulphate soils.
E21.0 Dispersive Soils Code	Clause 6.11.2 in the State Planning Provisions provides for conditions or restrictions to be imposed on a permit for construction management, which may include the management of dispersive soils.

