

**Report to the Tasmanian Planning Commission Under
Section 40K of the *Land Use Planning and Approvals Act*
1993**



Subject: Draft amendment 12/2023 of the Northern Midlands Local Provisions Schedule to Rezone Folio Of The Register 149212/1 from Community Purpose to General Business at 75-77 High Street, Campbell Town

Date: 11th January 2024

File no: 13/026/007/176 (Ref no: PLN-23-0177)

Council published an exhibition notice in relation to the draft amendment in accordance with section 40G of the Act on 25 November 2023 and 02 December 2023. The exhibition period ended 4th January 2024.

Section 40K of the Act requires the planning authority to provide the Commission with a report in relation to the draft amendment within 35 days after the end of the exhibition period.

The report is to contain –

(a) a copy of each representation made under section 40J in relation to the draft amendment before the end of the exhibition period in relation to the draft amendment, or, if no such representations were made before the end of the exhibition period, a statement to that effect; and

(b) a copy of each representation, made under section 40J in relation to the draft amendment after the end of the exhibition period in relation to the draft amendment, that the planning authority, in its discretion, includes in the report; and

(c) a statement of the planning authority's opinion as to the merit of each representation included under paragraph (a) or (b) in the report, including, in particular, as to –

(i) whether the planning authority is of the opinion that the draft amendment ought to be modified to take into account the representation; and

(ii) the effect on the draft amendment, and the LPS to which it relates, as a whole, of implementing the recommendation; and

(d) a statement as to whether it is satisfied that the draft amendment of an LPS meets the LPS criteria; and

(e) any recommendations in relation to the draft amendment that the planning authority thinks fit.

Representations

No representations were made before the end of the exhibition period.

Statement as to whether the planning authority is satisfied that the draft amendment meets the LPS criteria

MINUTE NO. 23/0407

DECISION

Cr Goss/Cr Archer

1. That, under section 40D(b) of the *Land Use Planning and Approvals Act 1993*, Council as planning authority agrees to prepare Amendment 12/2023 to the Northern Midlands Local Provisions Schedule; and
2. That, under section 40F(2)(a) of the *Land Use Planning and Approvals Act 1993*, Council as planning authority, certify draft amendment 12/2023 of the Northern Midlands Local Provisions Schedule as meeting the LPS criteria
3. Pursuant to Section 40G and 40H of the *Land Use Planning and Approvals Act 1993*, determines the period for public exhibition be 28 days

Draft Amendment 12/2023 of the Northern Midlands Local Provisions Schedule

- A. Rezone 75-77 High Street Campbell Town (Folio of the Register 149212/1 from Community Purposes to General Business

Carried

Voting for the Motion:

Mayor Knowles, Deputy Mayor Lambert, Cr Adams, Cr Andrews, Cr Archer, Cr Brooks and Cr Goss

Voting Against the Motion:

Cr Terrett

Any recommendations in relation to the draft amendment that the planning authority thinks fit.

The Northern Midlands Council recommends that the Tasmanian Planning Commission give its final approval to the Draft Amendment.

Attachments

1. Report to Council
2. Council's minute from **20th November 2023**



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Erin Miles

DEVELOPMENT SUPERVISOR

Date: 11th January 2024