

# TASMANIAN PLANNING COMMISSION



Our ref: DOC/23/22564  
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7 March 2023

Hon Michael Ferguson MP  
Minister for Planning

By email: [Minister.Ferguson@dpac.tas.gov.au](mailto:Minister.Ferguson@dpac.tas.gov.au)

Dear Minister,

**Draft amendment 01/2022 to the  
State Planning Provisions and draft Planning Directive 9  
Container Refund Scheme**

I refer to your correspondence received 25 January 2023 and 2 March 2023 relating to draft amendment 01/2022 to the State Planning Provisions (draft amendment) and draft Planning Directive 9 (planning directive).

The Commission acknowledge your approval to publically exhibit the draft amendment under section 30G(3) of the current provisions of the *Land Use Planning and Approvals Act 1993* (the Act). The Commission advise that it will commence the public exhibition period and assessment as soon as practicable.

The Commission has reviewed the draft amendment and is of the opinion that under section 30NB(2) of the current provisions of the Act, the draft amendment should become an interim SPP amendment.

The Commission further acknowledges the draft planning directive lodged under section 10(2) of the former provisions of the Act. The Commission recommend that an assessment of the draft planning directive should be undertaken in accordance with section 10(3).

The Commission has reviewed the draft planning directive and recommend that an interim planning directive be issued under section 12A of the former provisions of the Act.

The above recommendations are based on the following reasons.

The Container Refund Scheme (CRS) is a recycling initiative prepared by the Department of Natural Resources and Environment (NRE). The draft amendment and planning directive would assist in the implementation of the recycling program.

Part 1, clause 1 promotes sustainable development. From an initial review, the Commission considers that the use and development allowable under the draft amendment and planning directive would -

- encourage public involvement in resource management and planning by encouraging residents to recycle finite resources;
- facilitate economic development through the CRS by encouraging the community to return containers for a refund; and

- share the responsibility between the government, community and industry by providing a state government refund scheme provided to the community, which is available through participating industries.

The Commission understands that the nature of the CRS rollout is time critical. Due to the benefits outlined above, the draft amendment and planning directive are considered acceptable to implement as interim measures. The above comments are made noting that the draft amendment and planning directive will be subject to future public exhibition and further assessment.

If you require further information or are unable to access the website please contact Lauren O'Brien, Planning Adviser, on 6165 6813.

Yours sincerely

A handwritten signature in black ink, appearing to read 'R Howlett', written in a cursive style.

Roger Howlett  
**Chair of the Delegated Panel**

cc: Department of Premier and Cabinet, State Planning Office