

Statutory guideline 01/13—Making and amending local planning instruments

Background

In response to feedback from users of Statutory guideline 02/12—Making and amending local planning instruments (SG02/12) and changes within the *Sustainable Planning Act 2009 (SPA)*, improvements and changes have been made to the statutory guideline.

Statutory guideline 01/13—Making and amending local planning instruments (SG01/13) has now been released. This replaces SG02/12 which was released in November 2012.

The statutory guideline is a procedural and best practice guideline of the process for:

- making or amending a planning scheme (including making or amending a priority infrastructure plan)
- making or amending a planning scheme policy
- making a temporary local planning instrument (TLPI).

What has changed?

While SG01/13 is not a significant rewrite of the previous version of the guideline, there are some significant changes including:

- **Reflecting and aligning with the State planning policy (SPP)** that simplifies and clarifies the state's interests.
- **Clarification of State planning instruments and their integration in local planning instruments** to ensure regional plans and SPPs are integrated and

State Planning Regulatory Provisions (SPRPs) are considered where appropriate.

- **Expansion of matters which would be considered a minor amendment.** These now include incorporating a structure plan, amending an overlay relating to natural hazards, reflecting a change that directly responds to a relevant regional plan or the SPP where it is a Queensland Planning Provisions compliant planning scheme, referencing a development control plan and minor changes relating to de-amalgamation.
- **Requiring local government to advise the Minister of its decision if acting under the minor amendment definition relating to 'otherwise of a minor nature'.**
- **Processes for de-amalgamating local government** so that steps which were completed prior to changeover day do not have to be repeated.
- **Providing for local government to provide the summary of State interests and to demonstrate how these will be integrated within the proposed local planning instrument.** The provision of the summary of the state interests was previously the responsibility of the Minister. This allows the local government, with the knowledge of its local government area, to demonstrate how these may be integrated within the proposed planning scheme.
- **Providing for local government to request exclusion from providing a statement of state interests** where it can provide justification that this is not required.
- **Clarification on what is required for consideration as part of the state interest review.**

- The transitional arrangements relating to **structure plans for declared master planned areas are specifically addressed and reflected** to allow the incorporation of an unamended structure plan into the planning scheme as a minor amendment.
- **Streamlining the actions of local government following public notification.**
- **Removing the cumbersome requirement for certified hard copies of adopted local planning instruments being sent to the chief executive** by only requiring electronic copies.
- Additional **editor's notes for guidance.**
- **Grammatical and spelling amendments.**

Further information

Further fact sheets on related matters are available on the Department of State Development, Infrastructure and Planning's [website](#).

More information can be obtained by contacting:

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