

# Flinders Planning Scheme 2000

## Land Use Planning and Approvals Act 1993

### Section 87C and 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 Flinders.

Dated this <sup>10<sup>th</sup></sup> day of MARCH, 2021



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
3.19.1 Buffer Areas - other than the Airport Buffer	The clause contains no relevant Code-applying Provisions.
3.19.1 Buffer Areas – Airport Buffer - prohibition on dwelling units – Inside the Airport Buffer but outside the Bluff Road Low Density Residential zone area	The Local Provisions Schedule requirements at clause LP1.7.14(a) of the State Planning Provisions and guidelines SAC 1 to SAC 5 in Guideline No. 1 specify how the Airport Noise Exposure Area and the Airport Obstacle Limitation Area overlays are to be created for the State Planning Provisions Safeguarding of Airports Code.
3.19.4 Buffer Areas – Airport Buffer - dwelling units discretionary – Inside the Airport Buffer and inside the Bluff Road Low Density Residential zone area	The Local Provisions Schedule requirements at clause LP1.7.14(a) of the State Planning Provisions and guidelines SAC 1 to SAC 5 in Guideline No. 1 specify how the Airport Noise Exposure Area and the Airport Obstacle Limitation Area overlays are to be created for the State Planning Provisions Safeguarding of Airports Code.
7.2 Visually Sensitive Areas Excluding: <ul style="list-style-type: none"><li>The Visually Sensitive Areas overlay if on land that is in 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 Visually Sensitive Areas overlay if on land that is in a zone listed in clause C8.2.1 of the State Planning Provisions.</li></ul>

Code	Reason
7.3 Ecologically Sensitive Areas	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 created for the State Planning Provisions Natural Assets Code.
<p>Schedule 2 Buildings and Works of Historic Interest</p> <p>Excluding:</p> <ul style="list-style-type: none"> <li>Table to Schedule 2 - Heritage Places</li> </ul> <p>Unless the place has been inserted or removed by amendment after the commencement day;</p>	<p>The only relevant Code-applying Provision is:</p> <ul style="list-style-type: none"> <li>Table to Schedule 2 - Heritage Places</li> </ul>
Schedule 3 Shorelines, Water Bodies and Watercourses Areas	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 Provisions Natural Assets Code.
Schedule 4 Roads	The schedule contains no relevant Code-applying Provisions.
Schedule 5 Signs	The schedule contains no relevant Code-applying Provisions.
Schedule 6 Telecommunications Infrastructure Schedule	The schedule contains no relevant Code-applying Provisions.
Schedule 7 Development in Bushfire Prone Areas	The schedule contains no relevant Code-applying Provisions.