

PARLIAMENT OF VICTORIA

**Planning and Environment Amendment
(Recognising Objectors) Bill 2015**

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PARLIAMENT OF VICTORIA

Introduced in the Assembly

Planning and Environment Amendment (Recognising Objectors) Bill 2015

A Bill for an Act to amend the **Planning and Environment Act 1987** to provide for the Victorian Civil and Administrative Tribunal and responsible authorities to have regard to the number of objectors to permit applications in considering whether a proposed use or development may have a significant social effect and for other purposes.

The Parliament of Victoria enacts:

1 Purpose

The purpose of this Act is to amend the **Planning and Environment Act 1987** to provide for the Victorian Civil and Administrative Tribunal and responsible authorities to have regard to the number of objectors to permit applications in considering whether a proposed use or development may have a significant social effect.

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2 Commencement

- 5 (1) Subject to subsection (2), this Act comes into operation on a day to be proclaimed.
- (2) If this Act does not come into operation before 14 April 2016, it comes into operation on that day.

3 What can a planning scheme provide for?

- 10 (1) In section 6(2)(kcb) of the **Planning and Environment Act 1987**, for "(f) and (1A)" substitute "(f), (1A) and (1B)".
- (2) In section 6(2)(kda) of the **Planning and Environment Act 1987**, for "(ja)" substitute "(jb)".

4 What matters must a responsible authority consider?

- 15 (1) After section 60(1A) of the **Planning and Environment Act 1987** insert—

20 "(1B) For the purposes of subsection (1)(f), the responsible authority must (where appropriate) have regard to the number of objectors in considering whether the use or development may have a significant social effect."

- 25 (2) In section 60(3A) of the **Planning and Environment Act 1987**, for "(f) and (1A)" substitute "(f), (1A) and (1B)".

5 Matters for Tribunal to take into account

- 30 (1) After section 84B(2)(ja) of the **Planning and Environment Act 1987** insert—

"(jb) must (where appropriate) have regard to the number of objectors in considering whether the use or development may have a significant social effect;"

(2) In section 84B(3) of the **Planning and Environment Act 1987**, for "to (ja)" substitute "to (jb)".

6 Repeal of amending Act

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This Act is **repealed** on 14 April 2017.

Note

The repeal of this Act does not affect the continuing operation of the amendments made by it (see section 15(1) of the **Interpretation of Legislation Act 1984**).

Endnotes

1 General information

See www.legislation.vic.gov.au for Victorian Bills, Acts and current authorised versions of legislation and up-to-date legislative information.