#### **OFFICIAL**

### **ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979**

#### Instrument of Delegation

I, the Minister for Planning and Public Spaces, under section 2.4 of the *Environmental Planning and Assessment Act 1979* (the Act) delegate the functions identified in Schedule 1 of this instrument, in respect of the developments specified in Schedule 2 of this instrument, on land within the City of Sydney local government area, to the Council of the City of Sydney.

Dated:

2024

The Hon Paul Scully MP

Minister for Planning and Public Spaces

# Schedule 1 Delegations to Council of the City of Sydney

Item	Function	
Functions under the Environmental Planning and Assessment Act 1979		
1.	My functions as a consent authority under Part 4 of the Act.	
2.	My functions as a certifier under Part 6 of the Act.	
3.	My functions as a consent authority and a planning authority under Part 7 of the Act.	
4.	My functions as a relevant enforcement authority to issue development control orders under Division 9.3 of Part 9 and Schedule 5 of the Act	
5.	My functions to impose a condition to require monitoring or environmental audit to be undertaken under Division 9.4 of the Act	
Functions under the Environmental Planning and Assessment Regulation 2021 (the Regulation)		
6.	My functions as a consent authority and planning authority under the Regulation.	
Functions under the Environmental Planning and Assessment (Development Certification and Fire Safety) Regulation 2021 (DC&FS Regulation)		
7.	My functions as a planning authority, consent authority, certifier, authorised person or any other of my functions under the DC&FS Regulation.	
Functions under the Environmental Planning and Assessment (Savings, Transitions and Other Provisions) Regulation 2017 (STOP Regulation)		
8.	All of my functions under the STOP Regulation.	
Functions under Environmental Planning Instruments (EPI)		
9.	All of my functions as a consent authority in an EPI.	

## Schedule 2 Development

This delegation is limited to development specified in the table below, and that is the subject of a development application where environmental assessment requirements were notified under the Act no more than 2 years before the commencement of the State Environmental Planning Policy (Planning Systems) Amendment (State Significant Development) 2024.

Item	Development	
Chemical, Manufacturing and other related industries		
1.	Development that is declared to be State Significant Development under section 10 of Schedule 1 of the <i>State Environmental Planning Policy (Planning Systems)</i> 2021 (Planning Systems SEPP).	
2.	Development that is declared to be State significant development under subsections 11(b), (c), (d), (e) and (f) of Schedule 1 of the Planning Systems SEPP.	
Warehouses and distribution centres		
3.	Development that is declared to be State Significant Development under subsection 12(1) of Schedule 1 of the Planning Systems SEPP.	
Development for other tourist related purposes		
4.	Development that is declared to be State Significant Development under subsection 13(2) of Schedule 1 of the Planning Systems SEPP.	
Medical centres		
5.	Development that is declared to be State Significant Development under subsection 14(b) of Schedule 1 of the Planning Systems SEPP.	
Data centres		
6.	Development that is declared to be State Significant Development under subsection 25(1) of Schedule 1 of the Planning Systems SEPP.	
Seniors housing		
7.	Development that is declared to be State Significant Development under section 28 of Schedule 1 of the Planning Systems SEPP.	
Development on the Broadway (CUB) Site		
8.	Development that would be declared State Significant Development under repealed section 2(c) of Schedule 2 of the Planning Systems SEPP.	
Development on the Redfern-Waterloo Sites		
9.	Development that is declared to be State Significant Development under section 2(g) of Schedule 2 of the Planning Systems SEPP.	

