



New South Wales Government
Independent Planning Commission

Instrument of Delegation

I, Andrew Mills, Chair of the NSW Independent Planning Commission (**Commission**) under section 2.11(4) of the *Environmental Planning and Assessment Act 1979* (**Act**), make the following Instrument of Delegation (**Instrument**) on behalf of the Commission, following approval by the Minister.

Dated this 5th day of February 2025

A handwritten signature in blue ink, appearing to read 'Paul Scully'.

The Hon Paul Scully MP

Minister for Planning and Public Spaces

A handwritten signature in black ink, appearing to read 'Andrew Mills'.

Andrew Mills

Chair of the Commission

5 February 2025

1. Commencement

This Instrument commences on the day it is executed by the Chair of the Commission, following approval by the Minister.

2. Delegation of functions

The function described in Column 2 of Schedule 1 to this Instrument is delegated to the Housing Delivery Authority (HDA).

3. Interpretation

In this Instrument:

Act means the *Environmental Planning and Assessment Act 1979*.

Commission means the Independent Planning Commission of New South Wales constituted under s 2.7 of the Act.

HDA means the Housing Delivery Authority constituted by way of the *Environmental Planning and Assessment (Housing Delivery Authority) Order 2024* under s 2.3 of the Act.

Minister means the Minister for Planning and Public Spaces.

Regulation means the *Environmental Planning and Assessment Regulation 2021*.

Words and expressions in this Instrument have the same meanings as those defined in the Act or Regulation, unless otherwise defined in this Instrument.

4. Delegation Limitations and Conditions

The summary of the function in Column 2 of Schedule 1 to this Instrument is provided for general explanation only.

5. Revocation

This Instrument, as it may be amended from time to time, continues in effect until it is revoked, and despite any person who gives or amends the Instrument as the Commission ceasing to hold that office.

This instrument does not affect any other delegation made under section 2.11(4) of the Act and is not intended to derogate from section 4.6 of the Act.

Schedule 1

Column 1 Item	Column 2 Summary of Function	Column 3 Delegate
1.	The Commission's function in s 4.36(3) of the Act to provide advice to the Minister about the State or regional planning significance of a development, for the purposes of the Minister declaring specified development on specified land to be state significant development.	HDA