Department of Planning, Housing and Infrastructure

Instrument of Delegation for Development Coordination Authority Functions – City of Sydney Council

The Development Coordination Authority, under section 2.11G(2) of the *Environmental Planning and Assessment Act 1979*, makes the following Instrument of Delegation.

Dated this 24th day of June 2026

Kiersten Fishburn

Secretary of the Department of Planning, Housing and Infrastructure

1. Commencement

1.1 This Instrument commences on 1 July 2026.

2. Interpretation

2.1 In this Instrument:

Act means the *Environmental Planning and Assessment Act 1979*

heritage approval has the same meaning as in the Act, section 4.45

item has the same meaning as in the *Heritage Act 1977*, section 4

LGA means local government area

State heritage significance has the same meaning as in the *Heritage Act 1977*, section 4A

2.2 Unless otherwise defined in this Instrument, words and expressions that are defined in the Act have the same meanings in this Instrument.

2.3 The summary of a function delegated in Schedule 1 to this Instrument is provided for general explanation only.

3. Delegation of functions

3.1 The function identified in Column 2 of Schedule 1 is delegated under section 2.11G(2) of the Act to the City of Sydney Council.

3.2 Any delegation is subject to the conditions specified in Column 2 of Schedule 1.

Schedule 1

Column 1	Column 2			Column 3
Item	**Legislative provision**	**Function**	**Condition**	**Delegate**
1.	Section 4.47(2) of the EP&A Act Development that is integrated development	Function for deciding whether or not an approval that is required will be granted, and the general terms of approval, for an integrated development application that requires a heritage approval.	General Limitations: 1. The delegated authority is only exercisable where the proposed development the subject of the request for general terms of approval: a. relates to land within the City of Sydney LGA, and b. does not affect a historic shipwreck, c. does not affect an archaeological relic of State significance. 2. The delegated authority is only exercisable where the delegate is satisfied that the proposed development will not materially affect the State heritage significance of the item for which the heritage approval is required[1]. Specific Limitations 3. Where the proposed development the subject of the request for general terms of approval involves works that will affect locally significant archaeology, the delegated authority is only exercisable if those works are limited to: a. excavating land for the purpose of monitoring, testing, exposing or moving a relic.	City of Sydney Council

[1] The Material Threshold Policy (Heritage NSW, February 2020) provides guidance on the meaning of 'materially affect'.