

61.01

26/11/2015
VC107

Administration and enforcement of this scheme

The responsible authority for the administration and enforcement of this scheme or a provision of this scheme is specified in this clause and the schedule to this clause.

The person nominated under Section 198(1)(a) of the Act or the responsible authority under Section 198 (1)(b) of the Act, to whom a person may apply for a planning certificate, is specified in the schedule to this clause.

61.01-1

26/11/2015
VC107

Minister is responsible authority

The Minister for Planning is the responsible authority for considering and determining applications, in accordance with Divisions 1, 1A, 2 and 3 of Part 4 of the Planning and Environment Act 1987 and for approving matters required by the scheme to be done to the satisfaction of the responsible authority in relation to the use and development of land for accommodation to which Clause 52.41 of the scheme applies.

The Minister for Planning is the responsible authority for approving matters required to be done to the satisfaction of the responsible authority under Clause 52.40 of the Scheme.

The Minister for Planning is the responsible authority for matters under Divisions 1, 1A, 2 and 3 of Part 4 of the Act, and matters required by a permit or the scheme to be endorsed, approved or done to the satisfaction of the responsible authority, in relation to:

- the use and development of land for a Wind energy facility.
- the use or development for a Minor utility installation used to transmit or distribute electricity generated by a Wind energy facility.
- the use or development for a Utility installation used to transmit or distribute electricity generated by a Wind energy facility.

with the exception of the following:

- in relation to permits for the use and development of land for a Wind energy facility issued prior to (2 April 2015) under Division 1 of Part 4 of the Act, the Council is the responsible authority for matters under Divisions 1, 1A, 2 and 3 of Part 4 of the Act, and for matters required by the permit or the scheme to be endorsed, approved or done to the satisfaction of the responsible authority.
- in relation to permits for the use and development of land for a Wind energy facility issued prior to (2 April 2015) under Division 6 of Part 4 of the Act, the Council is the responsible authority for matters required by the permit or the scheme to be endorsed, approved or done to the satisfaction of the responsible authority.*

* Section 97H of the Act specifies responsible authority status for certain matters in relation to permits issued under s 97F of the Act.