

## ***PLANNING AND DEVELOPMENT ACT 2005***

### **Notice of Resolution under Clause 29(1)(g) of the Metropolitan Region Scheme**

Notice of resolution made under clause 29(1)(g) of the Metropolitan Region Scheme (MRS) regarding development on reserved land that does not require development approval.

Under clause 29(1)(g) of the MRS, the Western Australian Planning Commission (WAPC) may by resolution, declare certain development on reserved land to be development that does not require development approval under the MRS.

#### **Resolution under clause 29(1)(g) of the MRS**

On 22 January 2025, pursuant to clause 29(1)(g) of the MRS, the WAPC RESOLVED—

- A. TO DECLARE that development which is on reserved land under the Metropolitan Region Scheme, and which is of a kind or class set out in schedule 1, does not require development approval under the MRS before the said development is commenced or carried out;
- B. TO CONFIRM that words used in the schedules to this resolution have the meanings given to them in the *Planning and Development Act 2005* and the Metropolitan Region Scheme. In the case of any inconsistency, the Act prevails;
- C. TO DECLARE that this resolution takes effect on 31 March 2025.

SAM BOUCHER, Secretary, Western Australian Planning Commission.

## **SCHEDULE 1 – DEVELOPMENT ON RESERVED LAND NOT REQUIRING DEVELOPMENT APPROVAL**

Works for the purpose of or in connection with a port on land that is owned or vested in the Fremantle Port Authority and that is reserved for port installations, except where the proposed works would, or would be likely to, affect:

- a) a registered place; or
- b) a place that is the subject of a heritage agreement to which the Council is a party; or
- c) a place that is the subject of a protection order, if the terms of the order give the Council discretion to authorise works that the order would otherwise prohibit.

For the purposes of Schedule 1 of this resolution, the terms ‘Council’, ‘heritage agreement’, ‘place’, ‘protection order’, and ‘registered place’, have the same meaning as in the *Heritage Act 2018*.