

NORTHERN TERRITORY OF AUSTRALIA

Planning Act 1999

AMENDMENT TO NT PLANNING SCHEME 2020

I, EVA DINA LAWLER, Minister for Infrastructure, Planning and Logistics, under sections 25(3)(b) of the *Planning Act 1999*, amend the NT Planning Scheme 2020 by making the amendment, specified in the Schedule.

Dated 28th September 2022.



Minister for Infrastructure, Planning and Logistics

SCHEDULE

AMENDMENT TO NT PLANNING SCHEME 2020

AMENDMENT No. 64

1. Citation

This amendment to the NT Planning Scheme 2020 may be cited as Amendment No. 64.

2. Amendment to Table to Clause 3.1

At the end of the table, *insert*:

Residential Development in the Katherine East Locality	RDKE
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3. Introduction of new Clause 3.12

After clause 3.11, *insert*:

3.12 RDKE – Residential Development in Katherine East

Purpose

Provide for the development of **dwelling-groups** in Zone LR in the Katherine East Locality.

Administration

1. This overlay applies to any lot:
 - (a) within Zone LR in the Katherine East Locality;
 - (b) that has had titles issued prior to 6 November 2015; and
 - (c) that is not subject to Overlay 3.6 LSF (Land Subject to Flooding).
2. Land subject to this overlay may be used or developed for the purpose of a **dwelling-group**, and the assessment category and relevant development requirements as established in the assessment table for Zone LMR apply, except as provided for by sub-clause 5.
3. Where the development does not comply with sub-clauses 5 and 6, the development of a **dwelling-group** is *Prohibited*.
4. Where the development does not comply with a development requirement in Part 5, except as provided for by sub-clause 5, it requires **consent** and the level of assessment is *Merit Assessable* under Clause 1.8(1)(b)(ii)(2).

Requirements

5. The maximum number of **dwelling-groups** that may be constructed on a **site** is 1 per 400m².
6. A **dwelling-group** must obtain approval from the relevant agency responsible for power, water supply, sewerage, stormwater drainage and road access, confirming that existing infrastructure has capacity to accommodate the additional load.

4. Amendment of Clause 4.2 – Zone LR (Low Density Residential)

In the Overlay column of the Assessment Table, *insert*:

3.12 RDKE – Residential Development in the Katherine East Locality

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Planning Act 1999
Section 29

REASONS FOR DECISION

NORTHERN TERRITORY PLANNING SCHEME 2020
AMENDMENT No. 64

I have decided to introduce a new overlay, Clause 3.12 RDKE (Residential Development in Katherine East) into the NT Planning Scheme 2020 to allow greater residential density in Zone LR in the Katherine East Locality.

I am satisfied that, pursuant to section 25(2), the amendment:

- (a) promotes the purpose and objectives of the Act as it:
 - i. is consistent with the strategic framework for the locality;
 - ii. has been exhibited in accordance with the requirements of the Act; and
 - iii. promotes the sustainable development of land by allowing for in-fill housing.
- (b) is consistent with the intent of the Katherine Land Use Plan and Katherine East Area Plan.
- (c) has merit and is in the public interest as it:
 - i. will facilitate additional housing supply and housing choice in Katherine East; and
 - ii. will increase Katherine's flood resilience by requiring new residential development to be located outside of flood affected areas.

I am satisfied that the minor alterations made after exhibition are only administrative in nature and are not so significant to require re-exhibition.



EVA DINA LAWLER
Minister for Infrastructure, Planning and Logistics

28/9/2022