

NORTHERN TERRITORY OF AUSTRALIA

Planning Act 1999

AMENDMENT TO NT PLANNING SCHEME 2020

I, LOUISE ANNE MCCORMICK, Delegate of the Minister for Infrastructure, Planning and Logistics, under section 12(2)(a) of the *Planning Act 1999*, amend the NT Planning Scheme 2020 by making the amendment specified in the Schedule.

Louise Martin

Dated *6 April* 2023.

Delegate of the Minister for Infrastructure, Planning and Logistics

SCHEDULE

AMENDMENT TO NT PLANNING SCHEME 2020
Amendment No. 79

1. Citation

This amendment to the NT Planning Scheme 2020 may be cited as Amendment No. 79

2. Amendment to Clause 5.7.2 Animal Related Use (Animal Boarding and Stables)

Omit, insert,

Purpose

Minimise the adverse effect of animal related use on the environment and to ensure that those activities do not detract from the **amenity** of the locality.

Administration

1. The consent authority may **consent** to **animal boarding** or **stables** that is not in accordance with sub-clauses 3-6 only if it is satisfied it is appropriate to the **site** having regard to land capability and the potential impact on the **amenity** of the locality.

2. Sub-clauses 4 and 5 do not apply in Zones SC, LI, GI and DV.

Requirements

3. Premises for the keeping of animals for the purposes of **animal boarding** and **stables** are to be designed, sited and operated so as not to cause any of the following:
- (a) create risk of pollution of ground and surface waters;
 - (b) contribute to the erosion of the **site** or other land;
 - (c) cause detriment to the **amenity** of the locality by reason of excessive noise, offensive odours, excessive dust or the attraction of flies, vermin or otherwise; or
 - (d) constitute a risk of the spread of infectious disease or other health risk.
4. Any **stables** or structures used for **animal boarding** are to be setback 50m from any road frontage and 15m from any side or rear boundary.
5. Minimum distance from a **residential building** on surrounding land to any **stables** or structures used for **animal boarding** is 100m.
6. Fencing is to be provided to all property boundaries to ensure all animals are effectively contained within the **site**.
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Section 29

Reasons for Decision

NORTHERN TERRITORY PLANNING SCHEME 2020

AMENDMENT No. 79

I have decided to amend Clause 5.7.2 Animal Related Use (Animal Boarding and Stables) of the NT Planning Scheme 2020 to address minor errors which have become apparent during the assessment of applications against the scheme.

I am satisfied that the amendment:

- is not significant enough to require exhibition, as the amendments are administrative in nature and will not change the intent of the planning scheme; and
- has merit and is in the public interest as it;
 - provides clarity around the administration of Clause 5.7.2 Animal Related Use (Animal Boarding and Stables); and
 - provides greater guidance to the consent authority when considering the variation of setback requirements related to animal boarding and stables.



LOUISE ANNE MCCORMICK

Delegate

Minister for Infrastructure, Planning and Logistics

6 / 4 / 2023