

ENVIRONMENTAL PLANNING ASSESSMENT AND ELECTORAL LEGISLATION  
AMENDMENT (PLANNING PANELS AND ENFORCEMENT) BILL 2017

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Schedule of the amendments referred to in the Legislative Council's message of 9 August 2017

No. 1 **OPP No. 2 [c2017-063D]**

Page 5, Schedule 1 [5], proposed section 23K. Insert after line 2:

- (3) A person is not eligible to be a member of a local planning panel constituted by a council if the person is:
- (a) a councillor of that or any other council, or
  - (b) a property developer within the meaning of section 96GB of the *Election Funding, Expenditure and Disclosures Act 1981*, or
- Note.** Section 96GB (1) of the *Election Funding, Expenditure and Disclosures Act 1981* provides that **property developer** includes a person who is a close associate of a property developer.
- (b) a real estate agent within the meaning of the *Property, Stock and Business Agents Act 2002*.

No. 2 **OPP No. 4 [c2017-063D]**

Page 6, Schedule 1 [6], proposed section 23LA. Insert after line 21:

- (8) For the avoidance of doubt, a member of a local planning panel is a public official for the purposes of the *Independent Commission Against Corruption Act 1988*.

No. 3 **OPP No. 6 [c2017-063D]**

Page 8, Schedule 1 [12], proposed Schedule 4B, clause 7 (1). Insert after line 33:

- (h) becomes:
- (i) a councillor of any council, or
  - (ii) a property developer within the meaning of section 96GB of the *Election Funding, Expenditure and Disclosures Act 1981*, or
- Note.** Section 96GB (1) of the *Election Funding, Expenditure and Disclosures Act 1981* provides that **property developer** includes a person who is a close associate of a property developer.
- (iii) a real estate agent within the meaning of the *Property, Stock and Business Agents Act 2002*, or

No. 4 **OPP No. 7 [c2017-063D]**

Page 9, Schedule 1 [12], proposed Schedule 4B, clause 13, lines 23 to 27. Omit all words on those lines. Insert instead:

**13 Meetings**

- (1) A panel must give notice to the public of the times and places of its meetings.
- (2) A panel must conduct its meetings in public.
- (3) A panel must make electronic recordings (whether audio and video or audio only) and the council must make those recordings publicly available on its website.

- (4) A panel must give written reasons for its decision and the council must make those written reasons publicly available on its website.

No. 5 **OPP No. 8 [c2017-063D]**

Page 10, Schedule 1 [12], proposed Schedule 4B, clause 15 (6), line 47. Omit “, unless the Minister or the panel otherwise determines”.

No. 6 **OPP No. 9 [c2017-063D]**

Page 11, Schedule 1 [12], proposed Schedule 4B, clause 15 (7), lines 4 to 9. Omit all words on those lines.

No. 7 **OPP No. 10 [c2017-063D]**

Page 19. Insert after line 3:

**Schedule 6                      Amendment of Independent Commission  
Against Corruption Act 1988 No 35**

**Section 74C Reports relating to local government  
and planning authorities**

Insert “or of a local planning panel” after “joint regional planning panel” in section 74C (3C).

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