

**LEGISLATIVE COUNCIL**  
**Question on notice**

22 OCT 2013

**Wednesday, 18 September 2013**

333. Hon Robin Chapple to the Minister for Mental Health representing the Minister for Planning.

With regard to the rules governing the development of local planning strategies and local planning schemes, I ask:

- (a) is it permitted for a local planning scheme to be based on a draft local planning strategy that is currently out for public comment;
- (b) does the Minister agree that a local planning strategy that is advertised for public comment could be changed as a result of these comments, Shire councillor's comments and a recommendation of the WA Planning Commission prior to gazettal;
- (c) if yes to (b), how can a local planning scheme be advertised when its basis is in draft form; and
- (d) if no to (b), why not?

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**Answer**

- (a) Yes.
- (b) Yes.
- (c) *Town Planning Regulations 1967* clause 12A(1) requires that the local government, in preparing a new scheme, prepare a scheme report in the form of a Local Planning Strategy, and clause 12B requires that the local government advertise the Local Planning Strategy as if it were part of the Scheme. The Western Australian Planning Commission Local Planning Manual 2010 also states that "While a local planning strategy may be prepared, and endorsed in advance of the local planning scheme, it is recommended that the strategy be formulated in conjunction with the scheme, and that both documents are advertised concurrently. This allows for concurrent comment on both documents, and for both documents to be modified consistently (if required)."
- (d) Not applicable

