



# State Planning Regulatory Provisions for regional plans

On 26 October 2012 the *Far North Queensland Regional Plan 2009-2031 State Planning Regulatory Provisions* were repealed.

The State Planning Regulatory Provisions (SPRP) for the Mackay Isaac Whitsunday and Wide Bay Burnett regional plans ceased to have effect from 11 July 2012 and 16 May 2012, respectively.

The SPRP for the *South East Queensland Regional Plan 2009-2031* remains in force pending the upcoming review of that plan.

## Objective

The removal of the SPRP will return decision-making power to local governments so they may determine if a development proposal is an appropriate outcome for their area.

## Development assessment

The effects of removal of the SPRP are:

- (1) Applications for material change of use (MCU) and reconfiguring a lot (RoL) will no longer require referral to the Department of State Development, Infrastructure and Planning (DSDIP).

Where referral advice was requested prior to the repeal of the SPRP, DSDIP will advise it has no requirements.

If a concurrence agency response has been issued but the application not yet decided, upon request DSDIP will issue new advice indicating it has no requirements, pursuant to section 290 of the *Sustainable Planning Act 2009* (SPA).

- (2) Any MCU or RoL application must be decided in the context of applicable provisions of the relevant regional plan and planning scheme, and other relevant instruments as required under SPA.

## Land use categories

In the absence of the SPRP, the Urban Footprint, Rural Living Area and Regional Landscape and Rural Production Area are as defined in the regional plan mapping. Local governments are responsible for the interpretation of the boundary of these areas when preparing or amending their planning schemes or assessing development proposals.

## Plan making

The removal of the SPRP does not change the policy of the regional plans which must be appropriately integrated into planning schemes.

