PART 1 - INTRODUCTION

Division 1 – Relationship to the Integrated Planning Act

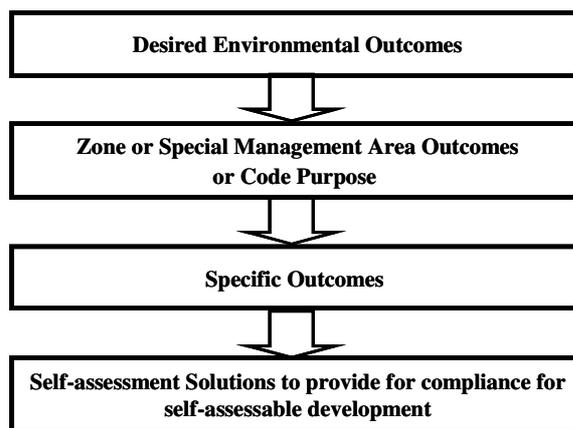### 1.1   Purpose of the planning scheme

(1)   Livingstone Shire Council has prepared this planning scheme as a framework for managing development in a way that advances the purpose[1] of the Integrated Planning Act 1997 by identifying:

   (a)   exempt, self-assessable and assessable development; and

   (b)   outcomes sought to be achieved in the planning scheme area as the context for assessing development.

1.2   Planning scheme functions as part of the Integrated Development Assessment System (IDAS)

(1)   The planning scheme functions as part of IDAS[2] and must be read together with the Act and including the Integrated Planning Regulation.

1.3   Planning scheme seeks to achieve outcomes

(1)   The planning scheme seeks to achieve outcomes that are identified according to the following levels:

   (a)   Desired environmental outcomes;

   (b)   Overall outcomes for zoned land and special management areas respectively, or for the purpose of a code;

   (c)   Specific Outcomes for zones and special management areas and for uses and other forms of development;

   (d)   Self-assessment Solutions to provide for compliance for self-assessable development.

Desired Environmental Outcomes

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Zone or Special Management Area Outcomes
or Code Purpose

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Specific Outcomes

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Self-assessment Solutions to provide for compliance for
self-assessable development

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[1] The purpose of the IPA is to seek to achieve ecological sustainability by:
   (a)   coordinating and integrating planning at the local, regional and State levels; and
   (b)   managing the process by which development occurs; and
   (c)   managing the effects of development on the environment (including managing the use of premises).
[2] IDAS – Integrated Development Assessment System – is the system detailed in Chapter 3 of the IPA for integrating State and Local Government assessment processes for development.

1.4 Relationship of self-assessment solutions to assessable development

(1) For assessable development, self-assessment solutions:

    (a) provide a guide for achieving the related specific outcome in whole or in part; and

    (b) do not limit the assessment manager's discretion under the Act[3] to impose conditions on a development approval.

1.5 Deciding applications for assessable development

(1) For the purposes of making a decision about an application requiring code assessment in accordance with Section 3.5.13 of the Act, development that is identified in this planning scheme as inconsistent development does not comply and conflicts with the applicable code in which it is identified as being inconsistent.

(2) For the purposes of making a decision about an application requiring impact assessment in accordance with Section 3.5.14 of the Act, development that is identified in this planning scheme as inconsistent development conflicts with the planning scheme.

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[3] IPA, Chapter 3 [Integrated Development Assessment System (IDAS)], Part 5 (Decision stage), Division 6 (Conditions)