

Councillor Vincent De Luca OAM

Motion of Urgency
Call to repeal State Environmental Planning Policy (SEPP) Infrastructure
Clause 114 – Telecommunication Towers

That this Council Resolves to:

1. Note that:
 - a. Following notification from Ausgrid Ltd (a NSW government owned Corporation and Public Authority) of a proposed Telecommunication Facility at Plateau Park, Collaroy, Warringah Council staff have confirmed that Council is not the Consent Authority for the proposed works as Telecommunication Towers can be erected by a public authority in accordance with Clause 114 of the *State Environmental Planning Policy (SEPP) Infrastructure* without development consent and;
 - b. Under Clause 114(2) of the SEPP the Public Authority is required to consult Council and any affected land owners before determining its own proposal.

2. In line with the O'Farrell Government's initiatives in returning power back to Local Government and the Community, Council write to the Premier, The Hon Barry O'Farrell MP and Minister for Infrastructure, Brad Hazzard MP asking that similarly to the repeal of Part 3A, Clause 114 of the *SEPP - Infrastructure* be repealed and determining rights as to proposals for Telecommunication Facilities be referred to the respective Local Government and it be made the Consent Authority.