

Planning Amendment (Better Decisions Made Faster) Bill 2025

How dealt with

Amendments made by the Legislative Council

AMENDMENT No. 1

Resolved

1. Clause 2, lines 2 and 3, omit all words and expressions on these lines and insert—

"(1) This Part and sections 11(2) and 11(3) come into operation on the day after the day on which this Act receives the Royal Assent.

(1A) The remaining provisions of this Act come into operation on a day or days to be proclaimed."

(9 December 2025)

How dealt with by the Assembly

Refused to consider.

(3 February 2026)

How dealt with by the Council

Not insisted on.

(4 February 2026)

AMENDMENT No. 2

Resolved

2. Clause 2, line 4, omit "of this Act" and insert "referred to in subsection (1A)".

(9 December 2025)

How dealt with by the Assembly

Refused to consider.

(3 February 2026)

How dealt with by the Council

Not insisted on.

(4 February 2026)

AMENDMENT No. 3

Resolved

3. Clause 5, line 26, after "ecological" insert "processes, and ecological".

(9 December 2025)

How dealt with by the Assembly

Agreed to.

(3 February 2026)

AMENDMENT No. 4

Resolved

4. Clause 9, omit this clause.

(9 December 2025)

How dealt with by the Assembly

Agreed to.

(3 February 2026)

AMENDMENT No. 5

Resolved

5. Clause 11, line 20, before "After" insert "(1)".

(9 December 2025)

How dealt with by the Assembly

Refused to consider.

(3 February 2026)

How dealt with by the Council

Not insisted on.

(4 February 2026)

AMENDMENT No. 6

Resolved

6. Clause 11, after line 22, insert—

'(2) After section 6(2)(j) of the Principal Act **insert—**

"(ja) provide that any use or development of land is conditional on the provision of an affordable housing contribution;"

(3) After section 6(2) of the Principal Act **insert—**

"(2AA) For the purposes of section 6(2)(ja), an affordable housing contribution may be imposed as a condition on a permit if—

(a) the relevant planning scheme identifies a need for affordable housing in the area; and

(b) the application exceeds a threshold prescribed in the regulations that is expressed in terms of number of dwellings or value of development.

(2AAB) An affordable housing contribution is to be in the prescribed form, including a monetary contribution in lieu of the provision of affordable housing.

(2AAC) The regulations may prescribe the maximum affordable housing contributions that can be required under a planning scheme, including the application of differing maximums by reference to different zones and overlays.

(2AAD) If a monetary contribution is made to acquit a requirement specified in a planning scheme for the provision of an affordable housing contribution, the monetary contribution must be collected by the responsible authority for the proposed use or development of land.

(2AAE) Despite anything to the contrary in any other Act (other than the **Charter of Human Rights and Responsibilities Act 2006**), any monetary contribution collected by a responsible authority under subsection (2AAD) must be spent on a project to construct new affordable housing in the municipal district in which it is collected.

(2AAF) A responsible authority must keep proper and separate accounts and records of any monetary contribution collected under subsection (2AAD) and how that monetary contribution was spent on the provision of affordable housing in the municipal district.

(2AAG) The accounts and records required under subsection (2AAF) must be kept in accordance with the **Local Government Act 2020**.". '.

(9 December 2025)

How dealt with by the Assembly

Refused to consider.

(3 February 2026)

How dealt with by the Council

Not insisted on.

(4 February 2026)

AMENDMENT No. 7

Resolved

7. Clause 39, omit this clause.

(9 December 2025)

How dealt with by the Assembly

Agreed to.

(3 February 2026)

AMENDMENT No. 8

Resolved

8. Clause 48, omit this clause.

(9 December 2025)

How dealt with by the Assembly

Agreed to.

(3 February 2026)

AMENDMENT No. 9 **Resolved**

9. Clause 49, omit this clause.
(9 December 2025)

How dealt with by the Assembly
Agreed to.
(3 February 2026)

AMENDMENT No. 10 **Resolved**

10. Clause 86, line 14, before "A planning scheme" insert "(1)".
(9 December 2025)

How dealt with by the Assembly
Agreed to.
(3 February 2026)

AMENDMENT No. 11 **Resolved**

11. Clause 86, after line 16 insert—

 "(2) A responsible authority must give notice of a specified type 2 application in compliance with this Division."
(9 December 2025)

How dealt with by the Assembly
Agreed to.
(3 February 2026)

AMENDMENT No. 12 **Resolved**

12. Clause 86, page 89, lines 2 and 3, omit all words and expressions on these lines.
(9 December 2025)

How dealt with by the Assembly
Agreed to.
(3 February 2026)

AMENDMENT No. 13 **Resolved**

13. Clause 86, page 89, line 16, omit "50D" and insert "50B(2)".
(9 December 2025)

How dealt with by the Assembly
Agreed to.
(3 February 2026)

AMENDMENT No. 14 **Resolved**

14. Clause 86, page 89, line 22, omit "50D(1)" and insert "50B(2)".
(9 December 2025)

How dealt with by the Assembly
Agreed to.
(3 February 2026)

AMENDMENT No. 15 **Resolved**

15. Clause 86, page 89, line 30, omit "50D(1)" and insert "50B(2)".
(9 December 2025)

How dealt with by the Assembly
Agreed to.
(3 February 2026)

AMENDMENT No. 16 **Resolved**

16. Clause 86, page 90, line 11, omit "50D" and insert "50B(2)".
(9 December 2025)

How dealt with by the Assembly
Agreed to.
(3 February 2026)

AMENDMENT No. 17 **Resolved**

17. Clause 102, line 4, omit "50D(1)" and insert "50B(2)".
(9 December 2025)

How dealt with by the Assembly
Agreed to.
(3 February 2026)

AMENDMENT No. 18 **Resolved**

18. Clause 102, line 19, omit "50D(1)" and insert "50B(2)".
(9 December 2025)

How dealt with by the Assembly
Agreed to.
(3 February 2026)

AMENDMENT No. 19 **Resolved**

19. Clause 145, page 140, line 32, omit "50D" and insert "50B(2)".
(9 December 2025)

How dealt with by the Assembly
Agreed to.
(3 February 2026)

AMENDMENT No. 20 **Resolved**

20. Clause 232, page 216, lines 1 to 7, omit all words and expressions on these lines.
(9 December 2025)

How dealt with by the Assembly
Agreed to.
(3 February 2026)

AMENDMENT No. 21 **Resolved**

21. Part heading preceding clause 233, omit this heading.
(9 December 2025)

How dealt with by the Assembly
Agreed to.
(3 February 2026)

AMENDMENT No. 22 **Resolved**

22. Clause 233, omit this clause.
(9 December 2025)

How dealt with by the Assembly
Agreed to.
(3 February 2026)

AMENDMENT No. 23 **Resolved**

23. Clause 234, omit this clause.
(9 December 2025)

How dealt with by the Assembly
Agreed to.
(3 February 2026)

AMENDMENT No. 24 **Resolved**

24. Clause 235, omit this clause.
(9 December 2025)

How dealt with by the Assembly
Agreed to.
(3 February 2026)

AMENDMENT No. 25 **Resolved**

25. Division heading preceding clause 249, omit this heading.
(9 December 2025)

How dealt with by the Assembly
Agreed to.
(3 February 2026)

AMENDMENT No. 26 **Resolved**

26. Clause 249, omit this clause.
(9 December 2025)

How dealt with by the Assembly
Agreed to.
(3 February 2026)

AMENDMENT No. 27 **Resolved**

27. Division heading preceding clause 255, omit this heading.
(9 December 2025)

How dealt with by the Assembly
Agreed to.
(3 February 2026)

AMENDMENT No. 28 **Resolved**

28. Clause 255, omit this clause.
(9 December 2025)

How dealt with by the Assembly
Agreed to.
(3 February 2026)

AMENDMENT No. 29

Resolved

29. Clause 256, lines 8 to 10, omit all words and expressions on these lines.
(9 December 2025)

How dealt with by the Assembly

Agreed to.

(3 February 2026)

AMENDMENT No. 30

Resolved

30. Clause 257, lines 16 to 18, omit all words and expressions on these lines.
(9 December 2025)

How dealt with by the Assembly

Agreed to.

(3 February 2026)

AMENDMENT No. 31

Resolved

31. Clause 258, lines 23 to 25, omit all words and expressions on these lines.
(9 December 2025)

How dealt with by the Assembly

Agreed to.

(3 February 2026)

AMENDMENT No. 32

Resolved

32. Clause 259, lines 31 and 32, omit all words and expressions on these lines.
(9 December 2025)

How dealt with by the Assembly

Agreed to.

(3 February 2026)

AMENDMENT No. 33

Resolved

33. Clause 261, line 9, omit '1AA";' and insert '1AA".'.
(9 December 2025)

How dealt with by the Assembly

Agreed to.

(3 February 2026)

AMENDMENT No. 34

Resolved

34. Clause 261, lines 10 and 11, omit all words and expressions on these lines.

(9 December 2025)

How dealt with by the Assembly

Agreed to.

(3 February 2026)

AMENDMENT No. 35

Resolved

35. Clause 262, lines 18 and 19, omit all words and expressions on these lines.

(9 December 2025)

How dealt with by the Assembly

Agreed to.

(3 February 2026)

Further amendments made by the Legislative Assembly

FURTHER AMENDMENT No. 1

Resolved

1. Clause 2, lines 2 and 3, omit all words and expressions on these lines and insert—
 - "(1) This Part and section 11(2) and (3) come into operation on the day after the day on which this Act receives the Royal Assent.
 - (1A) The remaining provisions of this Act come into operation on a day or days to be proclaimed."

(3 February 2026)

How dealt with by the Council

Agreed to.

(4 February 2026)

FURTHER AMENDMENT No. 2

Resolved

2. Clause 2, line 4, omit "of this Act" and insert "referred to in subsection (1A)".

(3 February 2026)

How dealt with by the Council

Agreed to.

(4 February 2026)

FURTHER AMENDMENT No. 3

Resolved

3. Clause 11, line 20, before "After" insert "(1)".

(3 February 2026)

How dealt with by the Council

Agreed to.

(4 February 2026)

FURTHER AMENDMENT No. 4

Resolved

4. Clause 11, after line 22, insert—
 - '(2) After section 6(2)(j) of the Principal Act **insert—**
 - "(ja) provide that any use or development of land is conditional on the provision of an affordable housing contribution;"
 - (3) After section 6(2) of the Principal Act **insert—**
 - "(2AA) For the purposes of section 6(2)(ja), an affordable housing contribution may be imposed as a condition on a permit if—
 - (a) the relevant planning scheme identifies a need for affordable housing in the area; and

- (b) the application exceeds a threshold prescribed in the regulations that is expressed in terms of number of dwellings or value of development.
- (2AAB) An affordable housing contribution is to be in the prescribed form, including a monetary contribution in lieu of the provision of affordable housing.
- (2AAC) The regulations may prescribe the maximum affordable housing contributions that can be required under a planning scheme, including the application of differing maximums by reference to different zones and overlays.
- (2AAD) If a monetary contribution is made to acquit a requirement specified in a planning scheme for the provision of an affordable housing contribution, the monetary contribution must be collected by the responsible authority for the proposed use or development of land.
- (2AAE) Despite anything to the contrary in any other Act (other than the **Charter of Human Rights and Responsibilities Act 2006**), any monetary contribution collected by a responsible authority under subsection (2AAD) must be spent on a project to construct new affordable housing in the municipal district in which it is collected.
- (2AAF) A responsible authority must keep proper and separate accounts and records of any monetary contribution collected under subsection (2AAD) and how that monetary contribution was spent on the provision of affordable housing in the municipal district.
- (2AAG) The accounts and records required under subsection (2AAF) must be kept in accordance with the **Local Government Act 2020**.".!

(3 February 2026)

How dealt with by the Council

Agreed to.

(4 February 2026)

FURTHER AMENDMENT No. 5

Resolved

- 5. Clause 86, page 89, line 4, omit "(2)".

(3 February 2026)

How dealt with by the Council

Agreed to.

(4 February 2026)