

## LEGISLATIVE ASSEMBLY

## PLANNING AMENDMENT (BETTER DECISIONS MADE FASTER) BILL 2025

(Amendments of the Legislative Council—How proposed to be dealt with)

Amendment Nos 1 and 2                      That the Assembly refuses to entertain these amendments.

Amendment Nos 3 and 4                      That these amendments be agreed to.

Amendment Nos 5 and 6                      That the Assembly refuses to entertain these amendments.

That the following further amendments be made to the Bill:

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."
2.        Clause 2, line 4, omit "of this Act" and insert "referred to in subsection (1A)".
3.        Clause 11, line 20, before "After" insert "(1)".
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**.".!

Amendment Nos 7 to 10                      That these amendments be agreed to.

Amendment Nos 11 and 12                  That these amendments be agreed to and the following amendment be made to the Bill:

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

Amendment Nos 13 to 35                      That these amendments be agreed to.