

**Notice of Master Planned Area declaration
under the Sustainable Planning Act 2009, section 133**

1. Short Title

This declaration may be cited as the Kinross Road Master Planned Area Declaration 2010.

2. Master Planned Area declaration

The Kinross Road Master Planned Area is a declared master planned area.

3. Identification of Master Planned Area

The Kinross Road Master Planned Area is identified by the boundaries shown on Map 1.

4. Coordinating agency for the structure plan and any structure plan amendments

1. The coordinating agency for the structure plan and any structure plan amendments for the declared master planned area is the chief executive of the entity stated in table 1, column 1 in this declaration.
2. The coordinating agency's jurisdiction for the structure plan and any structure plan amendments for the declared master planned area is stated in table 1, column 2 in this declaration, but does not include the referral agency jurisdiction stated in table 1, column 3.

Table 1: Coordinating agency

Column 1 Coordinating Agency	Column 2 Jurisdiction for the structure plan and any structure plan amendments	Column 3 Referral Agency jurisdiction for development applications
Department of Infrastructure and Planning	<ul style="list-style-type: none"> • Planning for and management of development under the <i>Sustainable Planning Act 2009</i> (SPA). • Planning for and management of development under the <i>State Development and Public Works Organisation Act 1971</i> • Planning for and management of infrastructure under the SPA and the <i>State Development and Public Works Organisation Act 1971</i> • Coordinated and integrated planning at the State, regional and local level under the SPA • Planning for and management of the effects of development (including planning for and managing the use of premises) under the SPA • Managing the process by which development occurs under the SPA • Ensuring planning and development meets the objectives of the <i>South East Queensland Regional Plan 2009-2031</i> and associated State Planning Regulatory Provisions • The referral agency jurisdictions exercised by the chief executive of the Department listed in column 1 as a referral agency under the <i>Sustainable Planning Regulation 2009</i> (SPR) 	<i>Nil</i>

5. Participating agencies for the structure plan and any structure plan amendments

1. The participating agency for the structure plan and any structure plan amendments for the declared master planned area is the chief executive of the entity responsible for administering the Acts stated in table 2, column 1 in this declaration.

2. The participating agency's jurisdiction for the structure plan and any structure plan amendments for the declared master planned area is stated in table 2, column 2 in this declaration, but does not include the referral agency jurisdiction stated in table 2, column 3.

Table 2: Participating agency

Column 1 Participating Agency	Column 2 Jurisdiction for the structure plan and any structure plan amendments	Column 3 Referral agency jurisdiction for development applications
Department of Education and Training	<ul style="list-style-type: none"> • Planning for and management of development to meet the education needs of the community as provided for under the <i>Education (General Provisions) Act 2006</i> • Planning for and management of development to meet the training and arts needs of the community 	Nil
Department of Community Safety	<ul style="list-style-type: none"> • Planning for and management of development to provide ambulance, fire and rescue services as provided for under the <i>Ambulance Service Act 1991</i> and the <i>Fire and Rescue Service Act 1990</i> • Planning for and management of development as provided under the <i>State Planning Policy 1/03 Mitigating the Adverse Impacts of Bushfire, Flooding and Landslide</i> • Planning for and management of development to mitigate the effects of disasters as provided for under the <i>Disaster Management Act 2003</i> 	Nil
Department of Health	<ul style="list-style-type: none"> • Planning for and management of development to meet the health needs of the community 	Nil
Department of Communities	<ul style="list-style-type: none"> • Planning for and management of development to meet the social service needs of the community • Planning for and management of development to meet the housing needs of the community as provided for in <i>State Planning Policy 1/07 Housing and Residential Development</i> and the <i>Queensland Housing Affordability Strategy</i> 	Nil
Department of Transport and Main Roads	<ul style="list-style-type: none"> • Planning for and management of the existing and future national and State road infrastructure under the <i>Transport Infrastructure Act 1994</i> • Planning for and management of safety and community access to the State road network under the <i>Transport Infrastructure Act 1994</i> • Ensuring that development addresses impacts on the development from environmental emissions generated by state-controlled roads • Integration of land use and transport in accordance with the objectives of Part 2A of the <i>Transport Planning and Coordination Act 1994</i> • Impact of development on the safety and operational integrity of railways and future railways, in accordance with section 258 of the <i>Transport Infrastructure Act 1994</i> • Ensuring that development addresses any impacts on the development from environmental emissions generated by existing and future public passenger transport and public passenger transport infrastructure in accordance with section 8A(2)(b) of the <i>Transport Planning and</i> 	<ul style="list-style-type: none"> • <i>SP Reg, sch 7, table 2, item 3</i> • <i>SP Reg, sch 7, table 3, item 1(b)</i> • <i>SP Reg, sch 7, table 3, item 2 for reconfiguring a lot or material change of use where exceeding the thresholds in Schedule 11 of the SP Reg for items 9, 12, 22, 23, 24, 25, 26, 27, 29, 31, 32, 33, 34, 35</i> • <i>SP Reg, sch 7, table 3, item 2, for operational work not associated with a material change of use or reconfiguration of a lot where exceeding the thresholds in Schedule 11 of the SP Reg for item 36</i>

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	<p><i>Coordination Act 1994</i></p> <ul style="list-style-type: none"> • Ensuring development addresses impacts on the development from environmental emissions generated by railways or future railways under Section 258 of the <i>Transport Infrastructure Act 1994</i> • The referral agency jurisdictions exercised by the chief executive of the Department listed in column 1 as a referral agency under the SPR 	
Department of Environment and Resource Management	<ul style="list-style-type: none"> • Planning for and management of Aboriginal cultural heritage as provided for under the <i>Aboriginal Cultural Heritage Act 2003</i> • Planning for and management of development involving acid sulfate soils as provided for under <i>State Planning Policy 202 Planning and Managing Development Involving Acid Sulfate Soils</i> • Planning for and management of State land as provided for under the <i>Land Act 1994</i> • Planning for and management of protected areas and wildlife and its habitat (including koalas) as provided for under the <i>Nature Conservation Act 1992</i> • Planning for and management of Queensland's cultural heritage as provided for under the <i>Queensland Heritage Act 1992</i> • Planning for and management of the coastal zone as provided for under the <i>Coastal Protection and Management Act 1995</i> • Planning for and the management of conflicting and incompatible land uses under <i>State Planning Policy 5/10 Air, Noise and Hazardous Materials</i> • Planning for and the management of safety and reliability of water supply as provided for under the <i>Water Supply (Safety and Reliability) Act 2008</i> • Planning for and the management of water quality and the protection of water environmental values as provided for under <i>State Planning Policy 4/10 Healthy Waters</i> • Planning for and management of koalas and koala habitat as provided for under <i>State Planning Policy 2/10 Koala Conservation in South East Queensland</i> • Planning for and management of vegetation under the <i>Vegetation Management Act 1999</i> • Planning for and management of development for the purpose of protecting the environment as provided for under the <i>Environmental Protection Act 1994</i> • Planning for and management of water as provided for under the <i>Water Act 2000</i> • Planning for and management of land to control pests as provided for under the <i>Land Protection (Pest and Stock</i> 	<ul style="list-style-type: none"> • <i>SP Reg, sch 3, part 1, table 4, item 3</i> • <i>SP Reg, sch 3, part 1, table 5, item 1</i> • <i>SP Reg, sch 3, part 1, table 2, item 1</i> • <i>SP Reg, sch 3, part 1, table 5, item 4</i> • <i>SP Reg, sch 3, part 1, table 5, item 5</i> • <i>SP Reg, sch 7, table 2, item 9</i> • <i>SP Reg, sch 7, table 2, item 1</i> • <i>SP Reg, sch 7, table 2, item 12</i> • <i>SP Reg, sch 7, table 2, item 22</i> • <i>SP Reg, sch 7, table 2, item 23</i> • <i>SP Reg, sch 7, table 3, item 11</i> • <i>SP Reg, sch 7, table 2, item 24</i>

Column 1 Participating Agency	Column 2 Jurisdiction for the structure plan and any structure plan amendments	Column 3 Referral agency jurisdiction for development applications
	<i>Route Management Act 2002</i> <ul style="list-style-type: none"> The referral agency jurisdictions exercised by the chief executive of the Department listed in column 1 as a referral agency under the SPR 	
Department of Employment, Economic Development and Innovation	<ul style="list-style-type: none"> Planning for and management of primary industries Planning for and management of land to control pests as provided for under the <i>Land Protection (Pest and Stock Route Management) Act 2002</i> Planning of and managing development for the generation and distribution of electricity as provided for under the <i>Electricity Act 1994</i> Planning of and managing development for the purposes of electrical safety as provided for under the <i>Electrical Safety Act 2002</i>. Planning for and management of development for petroleum activities as provided for under the <i>Petroleum Act 1923</i> and <i>Petroleum and Gas (Production and Safety) Act 2004</i> Planning for and management of development to promote tourism as provided for under the <i>Tourism Queensland Act 1979</i> Planning for and management of development to promote regional economic growth The referral agency jurisdictions exercised by the chief executive of the Department listed in column 1 as a referral agency under the SPR 	<ul style="list-style-type: none"> <i>SP Reg, sch 3, part 1, table 2, item 1</i> <i>SP Reg, sch 7, table 2, item 1</i> <i>SP Reg, sch 7, table 3, item 9</i>

6. Timeframes for steps in Statutory Guideline 03/09 for the making of a structure plan

- For the preparing and making of the structure plan, the steps of Statutory Guideline 03/09 stated in Column 1 of Table 3 are to be carried out within the timeframes specified in Column 2 of Table 3.
- The Minister may extend the timeframes specified in Column 2 of Table 3.

Table 3: Timeframes for preparation of the draft structure plan

Column 1 Steps identified in SG 03/09 for the making of the structure plan	Column 2 Timeframes
The local government prepares the proposed structure plan, consults with land owners and gives the Minister a copy of the proposed structure plan and requests the Minister's approval to publicly notify the proposed structure plan (steps 1 and 2)	Within 40 business days after the date of this declaration
Minister advises local government whether it may proceed to public notification (step 3)	Within 15 business days after receipt of the proposed structure plan
Public notification of the proposed structure plan (step 4)	Within 10 business days after receiving advice from the Minister under step 3.1(a)

Column 1 Steps identified in SG 03/09 for the making of the structure plan	Column 2 Timeframes
The local government considers all properly made submissions about the structure plan and prepares a submissions report explaining how it has dealt with the submissions (step 5)	Within 25 business days after the last day of the consultation period
The local government gives the coordinating agency and each principal submitter a copy of the submissions report (step 6)	Within 10 business days after completing step 5.
The local government writes to the Minister requesting approval to adopt the structure plan as an amendment of its planning scheme (step 8)	Within 20 business days after completing step 6.
Minister reviews structure plan and advises local government whether it may adopt the proposed structure plan (steps 9 and 10)	Within 15 business days after receiving the request from the local government under step 8.1
The local government decides whether to adopt the structure plan (step 11)	Within 10 business days after receiving the Minister's approval
The local government gives public notice of the adopted structure plan (step 12)	Within 10 business days after completing step 11

7. Other matters

1. The structure plan is to provide an appropriate balance between koala habitat protection and urban development and the structure plan is to include provisions that respond to koala sensitive design measures.
2. The structure plan is to include only one point of access from Boundary Road.
3. The structure plan is not to require master plans to be made for the declared master planned area.
4. The structure plan is to have no minimum lot sizes. It is recommended that the Residential 30 Guidelines prepared by the Urban Land Development Authority (ULDA) are utilised as part of the preparation of the structure plan.
5. Council is to consult with landowners in the declared master planned area, including but not limited to those which were not included in Council's proposed master planned area boundary and are subject to the current appeals in the Planning and Environment Court.

Honourable Stirling Hinchliffe MP
Minister for Infrastructure and Planning