

APPENDIX

Statutory Compliance Table – MOD 2 SSD-15788005

Statutory Compliance Table	
Instrument	Compliance
<i>State Environmental Planning Policy (Planning Systems) 2021</i> (Planning Systems SEPP)	The proposed modification results in no changes to the approved development's relationship with the Planning Systems SEPP.
<i>State Environmental Planning Policy (Transport and Infrastructure) 2021</i> (TI SEPP)	<p>There is no statutory provision which requires the 7 design quality principles in Schedule 8 of the TI SEPP to be considered in the assessment of modification applications. Nonetheless, we have considered the 7 principles have found the development will remain consistent with the principles.</p> <p>Regarding clause 2.48 of the TI SEPP, the proposed modification does not involve any works within or immediately adjacent to an easement for electricity purposes, any works immediately adjacent to an electricity substation or any works within 5m of an exposed overhead electricity power line. As such, written notice to the electricity supply authority is not required under this clause</p> <p>Regarding clause 3.58 of the TI SEPP, the proposed modification does not result in the educational establishment increasing the number of students to be accommodated on site and therefore proposal is not considered to be a traffic generating development and does not require concurrence from Transport for New South Wales.</p>
<i>State Environmental Planning Policy (Resilience and Hazards) 2021</i> (Resilience and Hazards SEPP)	The proposed modifications result in no changes to the development's relationship to the Resilience and Hazards SEPP. There are no proposed changes to site area or land use.

<p><i>State Environmental Planning Policy (Precincts—Regional) 2021,</i> <i>Schedule 1D Snowy Mountains Activation Precinct</i></p>	<p>The proposed modifications result in no non-compliance with the Snowy Mountains Activation Precinct.</p> <p>The site is zoned SP1 Special Activities with “Educational Establishments” being identified on the zoning map on the site. As such development for the purposes of an education centre remains permissible on the site.</p> <p>Section 11 specifies that development consent must not be granted on land mapped as an “environmentally sensitive area” where native vegetation is proposed to be removed. This modification does not seek additional vegetation removal and as such, this clause is not applicable in this instance.</p> <p>Sections 12 and 13 relate to provisions of the Snowy Mountain LEP discussed below.</p> <p>It is noted that a draft Delivery Plan for the Snowy Mountains Activation Precinct is on exhibition for the purposes of section 3.7 of this SEPP. The proposed modification does not hinder the implementation of the draft Delivery Plan.</p>
<p><i>Snowy River Local Environment Plan</i> (Snowy River LEP)</p>	<p>Under section 12 of Schedule 1D of the Regional Precinct SEPP, clause 5.10 applies to the site. The relationship of the development to the Leesville Hotel (Local Item I147) and the Jindabyne Winter Sports Academy (Local Item I146) is not altered and the heritage impact assessment carried out as part of the original application remains valid.</p> <p>Under section 13 of Schedule 1D of the Regional Precinct SEPP, the Snowy River LEP applies for the purposes of clauses 2.6–2.8, 5.1, 5.2, 5.8, 5.11, 5.13 and Schedule 4. However, these clauses are not relevant to this modification and as such, compliance with the Snowy River LEP is maintained.</p>