

2 State planning provisions

2.1 State planning policy

The Minister has identified that the State Planning Policy (July 2014) is integrated in the Moreton Bay Regional Council Planning Scheme in the following ways:

Aspects of the State Planning Policy appropriately integrated:

- Guiding principles
- Liveable communities and housing
 - Liveable communities
 - Housing supply and diversity
- Economic growth
 - Agriculture
 - Development and construction
 - Mining and extractive resources
 - Tourism
- Environment and heritage
 - Biodiversity
 - Coastal environment
 - Cultural heritage
 - Water quality
- Safety and resilience to hazards
 - Emissions and hazardous activities
 - Natural hazards, risk and resilience (flood, bushfire, landslide, coastal hazards - storm tide inundation areas)
- Infrastructure
 - Energy and water supply
 - State transport infrastructure
 - Strategic airports and aviation facilities

Aspects of the State Planning Policy not appropriately integrated:

- Natural hazards, risk and resilience
 - Coastal hazards (Erosion Prone Areas)

Aspects of the State Planning Policy not relevant to Moreton Bay Regional Council:

- Infrastructure
 - Strategic ports

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Editor's note - The Coastal Hazard Overlay (Erosion Prone Area) shows erosion prone areas based on mapping dated 21 January 2015. On 8 July 2015, the State Government declared new erosion prone areas based on a projected sea level rise of 0.8 metre by 2100. Although the majority of erosion prone areas are shown in the Coastal Hazard Overlay, the SPP mapping prevails over the planning scheme to the extent of any inconsistencies. Applicants are required to check the SPP Interactive Mapping System to determine whether a property is in an erosion prone area. The SPP Interim development assessment requirements for Natural hazards, risk and resilience apply to properties included in an erosion prone area on the SPP Interactive Mapping System but not on the Coastal Hazard Overlay (Erosion Prone Area). Moreton Bay Regional Council will complete a localised Erosion Prone Area study in due course and will accordingly update the Moreton Bay Regional Council Planning Scheme.

Editor's note – The July 2014 version of the State Policy has been superseded by the July 2017 version. Section 2.1 will be updated once the Minister has given advice on which aspects of the SPP (July 2017) have been appropriately integrated in this version of the planning scheme.

Editor's note – In accordance with section 8(4)(a) of the Act the State Planning Policy applies to the extent of any inconsistency.

2.2 Regional plan

The Minister has identified that the Moreton Bay Regional Council Planning Scheme, specifically the strategic framework, appropriately advances the *South East Queensland Regional Plan 2009-2031*, as it applies in the planning scheme area.

Editor's note – The South East Queensland Regional Plan was being reviewed at the time that this alignment amendment was being prepared. Section 2.2 will be updated once the new SEQ Regional Plan comes into effect and the Minister has given advice on whether or not this planning scheme appropriately advances the new Regional Plan.

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2.3 Referral agency delegations

A number of Schedules within of the Regulation identify referral agencies for certain aspects of development. The referral agencies identified in column 2 of Table 2.3.1 have delegated their referral agency jurisdiction for development applications described in column 1 to Moreton Bay Regional Council:

Table 2.3.1—Delegated referral agency jurisdictions

Table 2.3.1

Column 1	Column 2	Column 3
Application involving	Referral agency and type	Referral agency assessment matters
Nil	Nil	Nil

Editor's note - If Council is the assessment manager and also has a referral agency delegation for the same application, the applicant is not required to refer the application to 'the delegating referral agency' listed in the Schedules of the Regulation. The Local Government will undertake both assessment roles concurrently.

2.4 Regulated requirements

As permitted by section 5(2)(a) of the *Planning Regulation 2017*, the regulated requirements for local planning instruments set out in sections 6, 7 and 8 of the Regulation are not reflected in this planning scheme.