Australian Capital Territory

**Planning and Development (Draft Variation 385) Consultation Notice 2022**

**Notifiable instrument NI2022—474**

made under the

**Planning and Development Act 2007, s 63 (Public consultation—notification)**

1. **Name of instrument**

This instrumentis the *Planning and Development (Draft Variation 385) Consultation Notice 2022*.

1. **Draft variation to the Territory Plan**

The planning and land authority (the ***Authority***) has prepared a draft plan variation 385 – Amtech estate Symonston (the ***draft variation***) to vary the Territory Plan. The draft variation will make amendments to the Symonston Precinct Map and Code.

1. **Documents available for public inspection**

(1) The Authority gives notice that the following documents are available for public inspection and purchase:

(a) the draft variation; and

(b) the background papers relating to the draft variation.

(2) Copies of the documents mentioned in section 3 (1) are available for inspection and purchase at Access Canberra, Land Planning and Building Services Shopfront, 8 Darling Street Mitchell ACT, Monday to Friday (except public holidays) between 8:30am and 4:30pm for the period commencing on the day this notice commences and ending on **14 November 2022 (**the ***consultation period***).

(3) Copies of the documents mentioned in section 3 (1) are also available for inspection during the consultation period online at: [www.act.gov.au/draftvariations](http://www.act.gov.au/draftvariations)

1. **Invitation to give written comments**

(1) The Authority invites written comments about the draft variation during the consultation period. Comments should include reference to the draft variation and be addressed to the Territory Plan Section of the Environment, Planning and Sustainable Development Directorate (***EPSDD***). Please also provide your name and contact details to assist in the assessment of the comments provided and to enable the Authority to contact you in relation to your comments, if required.

(2) Written comments should be provided to the Authority by:

(a) email to terrplan@act.gov.au; or

(b) mail to Territory Plan Section, EPSDD, GPO Box 158, Canberra ACT 2601; or

(c) hand delivery to Access Canberra, Land Planning and Building Services Shopfront, 8 Darling Street, Mitchell ACT.

*Note* All personal information will be managed in accordance with the *Information Privacy Act 2014* and the EPSDD *Information Privacy Policy* which is available through the EPSDD website.

1. **Public inspection of written comments**

(1) Copies of written comments about the draft variation given in response to the invitation in section 4, or otherwise, or received from the National Capital Authority will be available (unless exempted) for public inspection for a period of at least 15 working days starting 10 working days after the day the consultation period ends, at Access Canberra, Land Planning and Building Services Shopfront, 8 Darling Street, Mitchell, Monday to Friday (except public holidays) between 8:30am and 4:30pm and may be published on the EPSDD website at [www.planning.act.gov.au](http://www.planning.act.gov.au)

(2) You may apply under section 411 of the *Planning and Development Act 2007* (the ***Act***) for part of your consultation comments to be excluded from being made available to the public. A request for exclusion under this section must be in writing, clearly identifying what you are seeking to exclude and how the request satisfies the exclusion criteria. Please note that your name and contact details and other personal information will not be made public unless you request otherwise.

1. **Effect of the draft variation**

Section 65 of the Act does not apply in relation to the draft variation and therefore it does not have interim effect as a result of notification of this instrument. Where a draft variation does not have interim effect, the current Territory Plan will continue to apply.

1. **Obtaining further information**

Further information about the draft variation can be obtained through email correspondence with the Territory Plan Section, EPSDD, at terrplan@act.gov.au. A reference to the draft variation should be included in any email.

1. **Dictionary**

In this instrument:

***draft plan variation No 385 – Amtech estate Symonston*** means the draft plan variation in schedule 1.

Dianne Stewart

Delegate of the planning and land authority

27 September 2022

*Planning and Development Act 2007*

Draft
Variation to the
Territory Plan

385

SYMONSTON – Amtech Estate

September 2022

Draft variation for public consultation prepared
under s60 of the *Planning and Development Act 2007*

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1. INTRODUCTION
	1. Summary of the Proposal

The draft variation to the Territory Plan No 385 (DV385) proposes to amend the Symonston Precinct Map and Code by making changes to the additional merit track development and the additional prohibited development tables. It proposes to allow for 6 new merit track developments that may be approved subject to assessment.

DV385 also proposes to amend a criterion and include additional rules and criteria within the Symonston Precinct Map and Code to articulate the new purpose of the Amtech Estate, specify the gross floor area of a restaurant, protect environmental and heritage values and consider urban heat effects.

The site is currently zoned IZ1 General Industry under the Territory Plan. DV385 does not proposed to change the current land use zoning.

* 1. Outline of the process

The Commonwealth’s *Australian Capital Territory (Planning and Land Management) Act 1988* allows for the Legislative Assembly to make laws to establish a Territory Planning Authority and for that Authority to prepare and administer a Territory Plan. The *Planning and Development Act 2007* (the Act) establishes the planning and land authority as the Authority that prepares and administers the Territory Plan, including continually reviewing and proposing amendments as necessary. The functions of the planning and land authority are administered by the Environment, Planning and Sustainable Development Directorate (EPSDD). The Director-General of EPSDD is the planning and land authority.

The Territory Plan is comprised of a written statement and a map. The written statement contains a number of parts, namely governance; strategic directions; zones (including objectives and development tables and zone or centre development codes); precinct codes; general codes; overlays; definitions; structure plans, concept plans and development codes for future urban areas.

The Territory Plan Map graphically represents the applicable land use zones (under the categories of residential, commercial, industrial, community facility, urban parks and recreation, transport and services and nonurban), precincts and overlays. The zone, precinct and overlay requirements are detailed in the Territory Plan.

Draft variations to the Territory Plan are prepared in accordance with the Act. Following the release of the draft variation under section 63 of the Act, submissions from the public are invited. At the conclusion of the consultation period the EPSDD (planning and land authority) submits a report on consultation and a recommended final variation to the Minister responsible for planning for referral to the Legislative Assembly standing committee responsible for planning. The Minister must consider any recommendations of the committee before deciding whether to approve the draft variation. If the Minister approves the variation, the variation and associated documents will be tabled in the Legislative Assembly. Unless disallowed by the Legislative Assembly within five sitting days, the variation commences on a day nominated by the Minister.

* 1. Public Consultation

Written comments about the draft variation are invited from the public by **14 November 2022.**

Comments should include reference to the draft variation and be addressed to the Territory Plan Section, EPSDD. Please also provide your name and contact details to assist in the assessment of the comments provided, and to enable EPSDD to contact you in relation to your comments, if required. Your personal information will be managed in accordance with the *Information Privacy Act 2014* and the EPSDD Information Privacy Policy, which is available for viewing on EPSDD’s website.

Comments can be provided by:

* email to terrplan@act.gov.au
* mail to Territory Plan Section, GPO Box 158, Canberra, ACT 2601
* hand delivery to the Access Canberra Land, Planning and Building Services Shopfront, 8 Darling Street, Mitchell ACT.

Copies of written comments received with respect to the draft variation will be made available for public inspection for no less than 15 working days starting 10 working days after the closing date for comment. The comments will be available at the Access Canberra, Land, Planning and Building Services Shopfront, 8 Darling Street, Mitchell ACT and will be published on EPSDD’s website. Comments made available will not generally include personal contact details unless you request otherwise.

A request may be made for parts of a submission to be excluded under section 411 or 412 of the *Planning and Development Act 2007*. A request for exclusion under these sections must be in writing, clearly identifying what parts of your submission you are seeking to exclude and how the request satisfies the exclusion criteria.

*Further Information*

The draft variation and background document is available online at: **www.act.gov.au/draftvariations** until the closing date for written comments.

Printed copies of the draft variation (this document) and background documents are available for inspection and purchase at the Access Canberra Land, Planning and Building Services Shopfront, 8 Darling Street, Mitchell ACT, Monday to Friday (except public holidays) between 8:30am and 4:30pm. Please call 13 22 81 to arrange a copy for purchase.

1. EXPLANATORY STATEMENT
	1. Background

The Symonston Amtech Estate was established in the 1990s as a high-tech research and technology hub. The intended uses of the Amtech Estate were exclusively for advanced technology manufacturing industries and uses, which would benefit from co-locating with similar businesses.

In the 20 years since its inception, the demand for exclusive business parks has waned as technological based industries have evolved. Amtech Estate did not achieve full occupancy and the ‘Advanced Technology Park’ was not fully realised. Many existing lessees of Amtech Estate are no longer benefiting from co-locating, with many buildings remaining vacant, are under-developed or experiencing high turnover with such a restrictive range of permitted uses.

The opportunity exists to support a contemporary business and technology hub within Amtech Estate by permitting a range of additional uses that promote supporting commercial uses that underpin the primary business park uses.

Additionally, a co-purpose of DV356 is to provide amenities and services such as cafes and restaurants for the local work force, which are otherwise provided outside Amtech Estate.

As the site is situated adjacent to Canberra Avenue it is defined as an Approach Route under the National Capital Plan. Development Control Plan 21/02 Amtech Estate Symonston applies to this site, and includes provisions relating to building, roofscape and landscape design, building height, vehicle access and carparking.

* 1. Site Description

Amtech Estate is located on the south side of Canberra Avenue in Symonston. The site borders Fyshwick industrial area to the north; undeveloped IZ2 mixed use industrial land to the east; Parks and recreation PRZ1 urban open space lands to the south; and the South Side Village long stay caravan park zoned Non-urban NUZ1 broadacre is directly to the west. Jerrabomberra Creek is located approximately 50m to the south of the site.

The Amtech Estate is 11.5 ha in size and encompasses blocks 20, 22 and 23 section 112, blocks 1, 6, 7, 9 and 10 section 113, blocks 1 and 2 section 116, blocks 1, 2 and 3 section 117, block 1 section 18 and block 1 section 119 Symonston.



**Figure 1 Site Plan**

* 1. Current Territory Plan Provisions

The current provisions in the Symonston Precinct Map and Code:

1. Specify additional prohibited uses that are ordinary permitted in the IZ1 zone. These are listed in Table 1 – Additional prohibited develop, and include:
* bulk landscape supplies
* craft workshop
* freight transport facility
* general industry
* hazardous waste facility
* incineration facility
* indoor recreation facility
* liquid fuel depot
* municipal depot
* offensive industry
* plant and equipment hire establishment
* public transport facility
* railway use
* recycling facility
* service station
* store transport depot
* waste transfer station
1. Specify additional development that may be approved subject to assessment, that would ordinarily not be permitted in a IZ1 zone. These are listed in Table 2 – Additional merit track development develop, and includes:
* SHOP (excluding bulky goods retailing)

(iii) Describes the purpose of the Amtech Estate in criterion 1 C1 as:

The proposed use is primarily related to the research, development, manufacture, processing, assembly, marketing or service provision of advanced technology and scientific products including allied goods and services and supporting processes.

(iv) Provides a control through a mandatory requirement Rule R2 that specifies the maximum gross floor area per lease of a shop is 50m2.

* 1. Proposed Changes
		1. Proposed Changes to Territory Plan Map

There are no changes proposed to the Territory Plan map.

* + 1. Proposed Changes to Territory Plan

DV365 proposes to make changes to the Symonston Precinct Map and Code by:

* Deleting 3 developments from the IZ1 zone of Table 1 - Additional Prohibited Development. These developments are craft workshop, indoor recreation facility and store.
* Adding 3 developments to the IZ1 zone of Table 2 - Additional merit track development. These developments are drink establishment, non-retail commercial use, and restaurant.
* Amending Criterion 1 of RC1 Amtech Industrial Estate to reflect the newly evolved purpose of the Estate to a business park, attracting developments that do not adversely impact on air quality and do not emit excessive noise.
* Adding a rule to specify the maximum *gross floor area* per lease of a restaurant is 300m2, and
* Adding a criterion to address urban heat by requiring development to demonstrate there is no net gain of urban heat to the block through building and place design and incorporating mitigating measures, such as the use canopy trees, permeable surfaces and water features.
	1. Reasons for the Proposed Draft Variation

The reason for the draft variation is to broaden the scope of the business and technology hub, consequently increasing the functionality and long-term viability of Amtech Estate by:

* Expanding the uses permitted on site reflecting the change from an Advance Technology Park to a business and technology hub attracting non-polluting business, and
* Allowing uses which provide amenities and services for the local work force, such as cafes and restaurants, which are otherwise provided outside the Amtech Estate.
	1. Planning Context
		1. National Capital Plan

The *Australian Capital Territory (Planning and Land Management) Act 1988* established the National Capital Authority (NCA) with two of its functions being to prepare and administer a National Capital Plan (NCP) and to keep the NCP under constant review and to propose amendments to it when necessary.

The NCP, which was published in the Commonwealth Gazette on 21 January 1990 is required to ensure that Canberra and the Territory are planned and developed in accordance with their national significance. The *Planning and Land Management Act 1988* also requires that the Territory Plan is not inconsistent with the NCP.

* + 1. ACT Planning Framework

Statement of Strategic Directions

The Statement of Strategic Directions sets out the principles for giving effect to the main objective of the Territory Plan as required by the *Planning and Development Act 2007*. The proposal is consistent with the Territory Plan’s statement of strategic directions in terms of environmental, economic and social sustainability and spatial planning and urban design principles.

*General Principle*

*1.1 Planning processes and decisions will be focused on the combined achievement of economic vitality, community wellbeing, and environmental quality.*

DV385 aims to inject economic vitality into the under-performing Amtech Estate by increasing the permitted uses on site. Increasing the size of shop and allowing additional uses such as indoor recreation and restaurant will engender the wellbeing and amenity of the local workforce. The environmental quality of the site will be enhanced by amending the purpose of the Amtech Estate to a business park that attracts non-polluting businesses.

*Economic Sustainability*

*1.12 Planning policies will facilitate the widest possible range of commercial, retail, industrial, rural, tourism, and other forms of economic activity in order to promote new investment and a more diversified economy, to underpin employment growth, and to respond to changing economic opportunities.*

Allowing store, craft workshop and non-retail commercial use, which includes such uses as office, business agency, financial establishment and public agency, combined with increasing the maximum shop size, increases the range of economic activities within the estate. By providing opportunities for the establishment of supporting and complementary commercial uses, these proposed changes aim to attract investment and provide a more diverse economy in Amtech Estate.

Amending the purpose of Amtech Estate to a business and technology hub which attracts non-polluting business is responding to changing economic opportunities in this specialised industry.

ACT Planning Strategy 2018

*2.4 Recognise and protect existing industrial, commercial and service trade areas as important elements of a diverse economy.*

With no rezoning planned as part of DV385, the proposed amendments plan to protect the existing industrial area of Amtech Estate as well as adapt to a changing market for non-polluting industrial land uses in the ACT. The additional uses proposed will encourage a diverse economy.

Affording opportunities to integrate the Symonston precinct into the social and economic fabric of the surrounding community will support existing businesses, community and social facilities and improve the resilience of this section of the city.

* 1. Interim Effect

Section 65 of the *Planning and Development Act 2007* does not apply in relation to the draft variation, so it does not have interim effect. The current Territory Plan will continue to apply while the variation remains in draft form.

* 1. Consultation with Government Agencies

The EPSDD is required to, in preparing a draft variation under section 61(b), consult with each of the following in relation to the proposed draft variation:

* the National Capital Authority
* the Conservator of Flora and Fauna
* the Environment Protection Authority
* the Heritage Council
* the Land Custodian, if the draft variation would, if made, be likely to affect unleased land or leased public land – each custodian for the land likely to be affected

National Capital Authority

The National Capital Authority provided the following comments on 15 November 2021

*Please note that the National Capital Authority (NCA) has no objection to Draft Variation 385 proceeding.*

*Amendment 82 to the National Capital Plan, approved in 2014, broadened the range of industrial uses permitted for Amtech Estate and resulted in greater capacity for the ACT Government to determine detailed land use policies for the estate. The changes proposed by Draft Variation 385 are not inconsistent with this.*

Response

Noted

Conservator of Flora and Fauna

The Conservator of Flora and Fauna made the following comments on
29 November 2021

*The Conservator of Flora and Fauna have no comments on Draft Variation 385*

Response

Noted

Environment Protection Authority

The Environment Protection Authority provided the following comments on
8 December 2021

*The report titled “Preliminary Site Investigation AMTEC Estate, Symonston ACT 2609” dated December 2020 by WSP Australia included as Appendix F of the “Territory Plan Planning Report AMTEC Estate Symonston” by Canberra Town Planning Pty Ltd remains as a draft report. Furthermore the report has not been prepared in accordance with Environment Protection Authority (EPA) guidelines as required by* [*Information Sheet 7 - Guidance for Undertaking Preliminary Contamination Investigations for Development/Lease Variation Purposes*](https://files.accesscanberra.act.gov.au/legacy/3352/Info%20Sheet%207%20-%20Guidance%20for%20undertaking%20preliminary%20contamination%20investigations%20in%20the%20ACT.pdf)*.*

*Given this the Environment Protection Authority (EPA) provides the following two suggested options:*

***Option 1***

*The report must be updated in accordance with the requirements of* [*Information Sheet 7 - Guidance for Undertaking Preliminary Contamination Investigations for Development/Lease Variation Purposes*](https://files.accesscanberra.act.gov.au/legacy/3352/Info%20Sheet%207%20-%20Guidance%20for%20undertaking%20preliminary%20contamination%20investigations%20in%20the%20ACT.pdf)*, finalised and submitted to the EPA in accordance with* [*Information sheet 11 - EPA Report Submission Requirements*](https://files.accesscanberra.act.gov.au/legacy/4976/Information%20sheet%2011%20-%20EPA%20Report%20Submission%20Requirements_Feb2020.pdf) *for review and endorsement. Following endorsement, the EPA will be able to support the draft variation; or*

***Option 2:***

*A rule similar to Rule R61 in the Lyneham Precinct Map and Code being added to the Symonston Precinct Map and Code to address contamination assessment requirements.*

Response

The EPA’s Option 2 has been adopted. The draft variation has been amended to include a rule in the Symonston Precinct Map and Code to address contamination assessment requirements, should any development be proposed. Noting that this draft variation does not propose any new development, only the purpose and proposed uses of the Amtech Estate.

Heritage Council

The Heritage Council provided the following initial comments on 26 November 2021.

*The Council advice previously provided for the TPV Report, was issued on 30 April 2021. The Report provided does not appear to have been revised. As such the following advice is still relevant to this proposal. The proposed TPV is unlikely to diminish the heritage significance of* *the Aboriginal Quarry Site or other heritage places and objects subject to conditions set out below:*

* *Modifications to the Unexpected Discovery Protocol are required. The protocol suggests that Aboriginal places are only protected if they meet Heritage Act 2004 significance criteria. All Aboriginal places, regardless of assessed significance, are protected by the Heritage Act 2004. Point 6 in the Unexpected Discovery Protocol must be edited to reflect this; and*
* *The Draft Planning Report has not considered the identification of management controls to ensure that the Aboriginal Quarry Site is not directly or indirectly effected by the proposed activity. This must be considered in the Final Planning Report and could include future provisions for buffer zones and/or temporary fencing requirements*

Response:

Clarification was sought from the Heritage Council on the best way to capture their comments into the draft variation.

The Heritage Council provided further comments on 24 May 2022.

*ACT Heritage Council (the Council) advice on DV385 was issued on 26 November 2021, and identified conditions to ensure: the conservation of the adjacent ‘Aboriginal Quarry Site’; and that any future heritage discoveries are managed in accordance with Heritage Act 2004 provisions.*

*In this context, a heritage rule has been drafted (‘R5’) for inclusion in DV385, relating to management of unexpected heritage finds.*

*Following review, the Council endorses the draft R5 with minor amendments as set out below. The Council also requests one additional rule for development directly adjacent to the Aboriginal Quarry Site for inclusion within DV385, as suggested below as R6.*

|  |  |
| --- | --- |
| **Rules** | **Criteria** |
| **2.2 Heritage** |
| R5An ‘Unanticipated Discovery Protocol’ ~~assessment and~~ for the management of any unexpected heritage discoveries during construction is endorsed by the ACT Heritage Council. Note: A condition of development approval may be imposed to ensure compliance with this rule. | C5If an ‘Unanticipated Discovery Protocol’ endorsed by the ACT Heritage Council is not provided the application will be referred to the ACT Heritage Council. |
| R6Development adjacent to the Symonston Aboriginal Quarry Site is to include heritage conservation measures endorsed by the ACT Heritage Council.Note: A condition of development approval may be imposed to ensure compliance with this rule. | C5If development adjacent to the Symonston Aboriginal Quarry Site does not include heritage conservation measures endorsed by the ACT Heritage Council, the application will be referred to the ACT Heritage Council. |

*Please also note that information on the Aboriginal Quarry Site is not declared as restricted under Part 9 of the Heritage Act 2004, and there is no constraint is publicly referring to the site within the DV.*

Response

The Heritage Council’s proposed provisions have been adopted. The draft variation has been amended to include the two rules in the Symonston Precinct Map and Code to address any potential impacts on the known Aboriginal Quarry Site or other heritage places and objects, should any development be proposed. Noting that this draft variation does not propose any new development, only the purpose and proposed uses of the Amtech Estate.

1. DRAFT VARIATION TO THE TERRITORY PLAN

The Territory Plan is varied in all of the following ways:

Variation to the Symonston Precinct Map and Code

1. Assessment Tracks; Table 1 – Additional prohibited development

Substitute

**Table 1 – Additional prohibited development**

|  |
| --- |
| **Additional prohibited development** |
| **Suburb precinct map label** | **Zone** | **Development** |
| PD1 | IZ1 | *bulk landscape supplies* *freight transport facility general industry hazardous waste facility incineration facility* *liquid fuel depot municipal depot offensive industry**plant and equipment hire establishment**public transport facility**railway use recycling facility service station**transport depot**waste transfer station* |
| PD2 | NUZ1 | *animal care facility caravan park / camping ground**cemetery communications facility community activity centre corrections facility defence installation**emergency services facility**health facility land management facility**MAJOR UTILITY INSTALLATION**municipal depot place of worship**residential care accommodation scientific research establishment**supportive housing**tourist facility transport depot veterinary hospital**woodlot* |

1. Assessment tracks; Table 2 – Additional merit track development

Substitute

**Table 2 – Additional merit track development**

|  |
| --- |
| **Additional merit track development that may be approved subject to assessment** |
| **Suburb precinct map label** | **Zone** | **Development** |
| MT1 | IZ1 | *Drink establishment**NON-RETAIL COMMERCIAL USE**Restaurant**SHOP* (excluding *bulky goods**retailing*) |
| MT2 | NUZ1 | *cultural facility* |
| MT3 | NUZ1 | *mobile home park* |
| MT4 | NUZ1 | *Mental health facility* |

1. Symonston Precinct Code, Additional rules and criteria, RC1 – Amtech Industrial Estate, Element 1: Use, 1.1 Advanced technology and scientific production; C1

Substitute

|  |  |
| --- | --- |
| **Rules** | **Criteria** |
| **1.1 Business park** |
| There is no applicable rule. | C1The proposed use is primarily related to the establishment of uses in a business park that:1. does not adversely impact on the air quality (limiting emissions to clean air expulsion free of heat, dust, odour and chemicals as a by-product of on-site activities), and
2. demonstrates that it does not emit noise in excess of the provisions of the *Environmental Protection Regulations 2005* Schedule 2.
 |

1. Additional rules and criteria, RC1 – Amtech Industrial Estate, Element 1: use, 1.2 SHOP – floor space limit; R2

*Insert after Rule R2*

|  |
| --- |
| **1.3 Restaurant – floor space limit** |
| R3The maximum *gross floor area* per lease of*Restaurant* is 300m2. | This is a mandatory requirement. There is no applicable criterion. |

1. Additional rules and criteria, RC1 – Amtech Industrial Estate; Element 1: Use

*Insert After new* Rule R3

**Element 2: Environment**

|  |  |
| --- | --- |
| **Rules** | **Criteria** |
| **2.1 Heat island** |
|  There is not an applicable rule. | C4Development achieves no net gain of urban heat to the block on which development is occurring. Compliance with this criterion is demonstrated in a microclimate assessment report by a suitably qualified professional which details building and place design and use of mitigating measures such as: 1. use of low thermal mass, high albedo and or high emissivity building materials and or finishes where exposed to solar radiation in summer
2. inclusion of canopy trees in appropriate locations to maximise summer time shading and winter time warming
3. permeable surfaces in appropriate locations, particularly around canopy trees
4. use of water features
5. appropriate location and spacing of open space and buildings
6. other types of cooling measures such as green roofs, vertical gardens and shade structures.

For the purpose of this criterion a ‘suitably qualified professional’ is a person with qualifications, experience and/or skills, relevant to urban climate science, urban modelling and microclimate assessment. |
| **2.2 Environmental assessment** |
|  R5An environmental assessment report for any development is endorsed by the Environment Protection Authority. Note: A condition of development approval may be imposed to ensure compliance with the endorsed site assessment report | This is a mandatory requirement. There is no applicable criterion. |
| **2.3 Heritage** |
|  R6An ‘Unanticipated Discovery Protocol’ for the management of any unexpected heritage discoveries during construction is endorsed by the ACT Heritage Council. Note: A condition of development approval may be imposed to ensure compliance with this rule. | C6If an ‘Unanticipated Discovery Protocol’ endorsed by the ACT Heritage Council is not provided the application will be referred to the ACT Heritage Council. |
| R7Development adjacent to the Symonston Aboriginal Quarry Site is to include heritage conservation measures endorsed by the ACT Heritage Council.Note: A condition of development approval may be imposed to ensure compliance with this rule. | C7If development adjacent to the Symonston Aboriginal Quarry Site does not include heritage conservation measures endorsed by the ACT Heritage Council, the application will be referred to the ACT Heritage Council |

Interpretation service

