



# **FACT SHEET**

## **Chapter G4: Removal and Amenity of Trees**

### **Proposed changes to this Chapter**

Chapter G4: Removal and Amenity of Trees is a generic chapter that relates to tree management in Shoalhaven.

The proposed amendments are to ensure that the chapter operates in a similar manner to Council's previous Tree Preservation Order that has existed since 1972.

Beyond minor formatting corrections, the proposed changes to the Chapter include:

- Clarifying that the areas mapped in Chapter G4 'Supporting Maps', that are not listed as an exemption, require development consent or a Tree Removal Permit.
- Removal of the following text from Non-urban Area Exemptions Section 5.2.3 b) "or that is otherwise permitted under the Native Vegetation Act 2003" as it is superfluous.

Please refer to the Table of Changes at the beginning of the chapter for a detailed list of the proposed changes.

### **Background**

Prior to the commencement of Shoalhaven Local Environmental Plan (SLEP) 2014, tree removal in Shoalhaven was controlled by a Tree Preservation Order (TPO). The TPO was replaced by Clause 5.9 of the SLEP which requires consent from Council for the removal/damage of trees and vegetation for the kinds of trees and vegetation specified for the purposes of that clause in a development control plan (DCP).

In order to maintain the same level of tree removal control, the TPO and related policies were converted into a standalone DCP and then incorporated into the Shoalhaven DCP 2014. The TPO listed certain circumstances where consent has always been required for tree removal such as within paper subdivisions and/or trees within 30m of a rural road. To ensure that this control continued to operate, these areas were mapped as part of the SLEP and the DCP. As the DCP was prepared within a short timeframe to meet statutory deadlines, Council has decided itself to avoid any doubt as to the correct operation of the DCP.

The changes proposed in this amendment to the DCP are intended to ensure that there is clarity in the application of the DCP and to ensure that consent is always required for those areas identified on the supporting maps and on the LEP Maps.

## Further Information

For further details relating to the information in this fact sheet, please:

- Visit the DCP website at <http://dcp2014.shoalhaven.nsw.gov.au/>
- Contact Council:
  - Phone: (02) 4429 5377
  - Email: [council@shoalhaven.nsw.gov.au](mailto:council@shoalhaven.nsw.gov.au)