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### Extractive resources overlay code[[1]](#footnote-1)

#### Application

This code applies to development:-

1. subject to extractive resources identified in the SPP interactive mapping system; and
2. identified as requiring assessment against the Extractive resources overlay code by the tables of assessment in **Part 5 (Tables of assessment)**.

#### Purpose and overall outcomes

1. The purpose of the Extractive resources overlay code is to protect and maintain the sustainable and viable use of extractive resources by preventing incompatible development and land uses from encroaching on extractive resource/processing areas and associated separation areas and transport routes.
2. The purpose of the code will be achieved through the following overall outcomes:-
	1. development occurring within or adjacent to extractive resource areas does not adversely affect or impair the ability of existing or future extractive industries to viably win the resource;
	2. development occurring within or adjacent to transport routes for extractive resources does not constrain or otherwise conflict with the ongoing safe and efficient transportation of the extractive resource;
	3. the potential negative impacts of extractive industries on sensitive land uses within or adjacent to extractive resource areas and associated transport routes is mitigated to maintain high levels of safety and amenity.

#### Specific benchmarks for assessment

Table 8.2.7.3.1 Benchmarks for assessable development

| **Performance outcomes** | **Acceptable outcomes** | **Compliance / Representations** |
| --- | --- | --- |
| ***Development within resource/processing area*** |  |
| **PO1**Development within a resource processing area does not constrain, prevent or otherwise interfere with the current or future viability of the winning or processing of extractive resources. | **AO1**Development within the resource/processing area is limited to:-1. extractive industry uses;
2. uses that are directly associated with an extractive industry; or
3. temporary or non-intensive uses that are compatible with future extractive industry operations.
 | Provide a brief description how your proposal complies with the relevant Acceptable outcome (if applicable) or a detailed analysis how compliance is achieved with the Performance outcome. |
| ***Development within extractive resource separation area*** |  |
| **PO2**Development does not materially increase the number of people living within an extractive resource separation area. | **AO2.1**Development does not result in an increase in the scale or density of residential uses within an extractive resource separation area.**AO2.2**Reconfiguring a lot within an extractive resource separation area:-1. does not result in the creation of additional lots used or capable of being used for residential purposes; and
2. where rearranging boundaries, does not worsen the existing situation with respect to the distance between available house sites and the resource or processing area.
 | Click and provide your representations. |
| **PO3**Development minimises the potential adverse impacts (e.g. noise, dust, vibration and blasting) arising from existing or future extractive industry operations upon people working or congregating within the extractive resource separation area. | **AO3**The number of people working or congregating in the extractive resource separation area is not increased.**OR**Development within the extractive resource separation area is compatible with the potential adverse impacts arising from existing or future extractive industry operations.**OR**Development within the extractive resource separation area incorporates design, orientation and construction measures that mitigate the potential adverse effects from existing or future extractive industry operations to acceptable levels.**OR**Development within the extractive resource separation area operates outside the normal hours of operation for existing or future extractive industry activities. | Click and provide your representations. |
| **PO4**Extractive industry development maintains the function and integrity of the extractive resource separation area as an efficient and effective buffer between extractive/processing operations and incompatible uses beyond the separation area. | **AO4**Development for an extractive industry use is not located within the extractive resource separation area, unless it is demonstrated that extractive industry within the separation area will not impact on people or on the use of land outside the separation area.  | Click and provide your representations. |
| ***Development within transport route separation areas*** |  |
| **PO5**Development does not materially increase the number of people living within the transport route separation area, and does not materially increase the number or intensity of sensitive and other incompatible land uses within the transport route separation area, unless it can be demonstrated that the impacts can be adequately mitigated. | **AO5.1**Development does not result in an increase in the scale or density of sensitive land uses (including residential uses), and other incompatible land uses, within the transport route separation area.**AO5.2**Reconfiguring a lot within a transport route separation area:-1. does not result in the creation of additional lots used or capable of being used for residential purposes;
2. where rearranging boundaries, does not worsen the existing situation with respect to the distance between available house sites and the transport route.
 | Click and provide your representations. |
| **PO6**Development involving a sensitive land use within a transport route separation area maintains an acceptable level of amenity. | **AO6**Development involving a sensitive land use within a transport route separation area ensures an acceptable level of amenity by:-1. maintaining adequate separation distances; and
2. incorporating mitigation measures such as landscape buffer strips, mounding and screening.
 | Click and provide your representations. |
| **PO7**Development does not adversely affect the safe and efficient movement and operation of vehicles transporting extractive materials along a transport route. | **AO7**The number of premises with access points to an identified transport route is not increased.**OR**Access points are designed to avoid adversely affecting the safe and efficient operation of vehicles transporting extractive materials along a transport route. | Click and provide your representations. |

1. Editor’s note— the following elements referred to in this code are identified in the SPP interactive mapping system under the ‘Economic growth’ theme, subsection ‘Mining and extractive resources’:-

resource/ processing areas;

resource separation areas; and

transport route separation areas. [↑](#footnote-ref-1)