

	ACT	NT	NSW	Qld	SA	Tasmania	Victoria	WA	Cth
NEW COVID-19 LEGISLATION									
<i>Passed new laws to give COVID related powers / change Court practices</i>	New laws passed but no new development related powers.	Yes – but not related to planning and environment Amended the NT Planning Scheme	Yes - COVID-19 Legislation Amendment (Emergency Measures) Act 2020 (NSW)	Yes - by Public Health and Other Legislation (Public Health Emergency) Amendment Act 2020 (Qld)	Yes: COVID-19 Emergency Response Act 2020 (SA) Local Government (Public Health Emergency) Amendment Act 2020 (SA)	Yes - COVID-19 Disease Emergency (Miscellaneous Provisions) Act 2020 (Tas)	Yes - COVID-19 Omnibus (Emergency Measures) Act 2020 (Vic)	Yes – Planning and Development (Local Planning Schemes) Amendment Regulations 2020 (WA)	No
<i>To approve change of use</i>	No	No	No	No	No	Yes	No	Yes	
<i>To allow certain activity without planning permits</i>	No	Yes	Yes	No	No	Yes	No	Yes	
<i>To extend or reduce statutory planning timeframes</i>	No	No	No	Yes - new power not yet used	Yes	Yes	Not specifically for development	Yes	
<i>To allow online hearings and/or alter public hearing requirements for:</i> <i>(a) Courts</i> <i>(b) Tribunals</i> <i>(c) Planning Commission/Panels</i>	Yes	No	No – through practice directions	No – through practice direction	Yes	Yes	Yes	No – through practice directions	
<i>To allow permit conditions to be altered</i>	No	No	Yes – but limited circumstances - e.g. retail trading hours, construction work days etc.	Yes	Yes - for shop opening hours and deliveries	Yes	No	No	
<i>To allow permit conditions to be not complied with</i>	No	No	Yes – but limited circumstances - retail trading hours, construction work days etc.	Yes – through amendment or declaration	No	Yes – if to comply with a health direction	No	Yes – unless assessed under the Environmental Protection Act 1986 (WA)	
<i>To provide defences/protections against planning law offences</i>	No	No	No	No	Yes – for shop opening hours & deliveries	Yes	No	No – but can exempt from requirement to comply with planning schemes	
<i>To allow notifications/notices/ EIA docs etc. to be published online</i>	No new powers	No	Yes	Already enabled	Yes	Yes	Yes	Yes	
EXISTING EMERGENCY POWERS	ACT	NT	NSW	Qld	SA	Tasmania	Victoria	WA	Cth
<i>EPA/Minister has emergency powers to approve changes to environmental</i>	No	Yes - through a compliance plan	Yes - broad powers to issue Ministerial orders under new 10.17 of EP&A Act	Yes - temporary emissions licences	Yes	Yes	Yes	Yes - exemptions to emissions limits & planning conditions (unless a condition	

<i>conditions</i>								from an EIA)	
<i>Other development facilitation powers</i>	No	No	NSW Planning System Acceleration Program to fast track State Significant Development & rezonings	Yes – statutory timeframes can be amended by Regulation	Yes – broad powers to amend any matter under any law by Regulation, held by Governor, effective for a period of 6 months max.	No Draft Bill for major projects being consulted on	Yes – existing powers in <i>Planning and Environment Act 1987 (Vic)</i> <i>Building Victoria's Recovery Taskforce</i> established	Potentially – Notices under the COVID-19 regulation can include for “recovery” purposes	