

POLICY NO: 7.5.6

TELECOMMUNICATIONS FACILITIES

OBJECTIVES

- To provide guidance to telecommunication carriers in relation to the installation of telecommunication facilities in the City.
- To minimise the adverse impact of telecommunications facilities on the community, and the natural and built environment.

DEFINITIONS

“*Low-impact Facilities*” means a facility as defined in part 3 of the *Telecommunications (Low-impact Facilities) Determination 1997* and does not require a development approval from the City of Vincent.

“*Non Low Impact Facilities*” for the purpose of this Policy means a tower, pole, mast or similar structure which does not meet the definition of a low impact facility under the *Telecommunications (Low-impact Facilities) Determination 1997* and requires development approval.

“*Sensitive Uses*” for the purposes of this Policy, ‘sensitive uses’ is defined as: any dwelling, childcare facility, kindergarten, preschool, school, aged care and hospitals.

POLICY STATEMENT

1) Legislative Framework

The installation of telecommunications facilities is regulated by:

- (i) *the Telecommunications Code of Practice 1997 (as per the Schedule of the Telecommunications Act 1997);*
- (ii) *the Telecommunications (low-impact facilities) Determination 1997-; and*
- (iii) *the Telecommunications Act 1997.*

2) State Policy Framework

The installation of Telecommunications infrastructure is guided by the Western Australian Planning Commissions *Statement of Planning Policy No. 5.2 – Telecommunications Infrastructure (SPP 5.2)*, in particular:

- (i) *Clause 5.1 of SPP 5.2 - Guiding Principles for the Location, Siting and Design of Telecommunications Infrastructure; and*
- (ii) *Clause 5.2 of SPP.5.2 -Matters to be considered when determining Planning Applications.*

- 3) Low-impact Facilities
 - (i) The installation of low-impact facilities is deemed to be a minor form of development and is exempt from the requirement to obtain planning approval.
 - (ii) In accordance with the Australian Communication Industry Forum Code (ACIF Code), Carriers are obligated to notify the City and the community of their intention to erect low-impact facilities.
 - (iii) The preferred location for low-impact telecommunication infrastructure is in Local Centres, District Centres, Commercial Zones and Local/Regional Reserves away from sensitive uses.

- 4) Planning Approval
 - (i) Planning approval is required from the City of Vincent for the erection and/or installation of all **non low-impact** telecommunication facilities as defined under the *Telecommunication Act 1997*;
 - (ii) Applicants are to give due consideration to the requirements of the *Telecommunications Code of Practice 1997* when submitting a planning application;
 - (iii) When considering an application for non-low impact telecommunication facilities the City will give due consideration to the Western Australian Planning Commission's *Statement of Planning Policy 5.2 – Telecommunications Infrastructure*.
 - (iv) Non low-impact telecommunications facilities proposed on land reserved under the Metropolitan Region Scheme (MRS) will be determined by the West Australian Planning Commission (WAPC) and the WAPC will consider any recommendation from the Council.

- 5) Consultation
 - i) The following consultation requirements are to be met prior to the City of Vincent determining a Development Application for a non low-impact Telecommunication Facility:
 - a) the proposal to be advertised in accordance with the procedure within the Telecommunications Code of Practice 1997; and
 - b) owners and occupiers of all affected properties within a radius of 200 metres of the proposed site to be consulted regarding the proposal.