

## EXEMPT REQUIREMENTS

The *State Environmental Planning Policy (Exempt and Complying Development Codes) 2008*, sections 2.83-2.99 provide for exempt development (no building approval required).

The general provisions of the Code state:

**“Subdivision 1 General requirements for advertising and signage  
2.83 General requirements**

1. To be exempt development under this code, development specified in this Division must:
  - a. have the consent in writing of the owner of the land on which the sign is to be located and, if the sign or part of the sign projects over adjoining land, the consent of the owner of the adjoining land, and
  - b. be approved under section 138 of the *Roads Act 1993*, if the sign or part of the sign projects over a public road, including a footway, and
  - c. not be carried out on or in relation to a building being used as restricted premises, and
  - d. not cover any mechanical ventilation inlets or outlets located on any building on which it is carried out, and
  - e. not obstruct or interfere with any traffic sign, and
  - f. not result in more than 3 business identification signs being constructed or installed in relation to a building if the building houses only one commercial tenant, and
  - g. not result in more than 6 business identification signs being constructed or installed in relation to any building, and
  - h. not result in more than one business identification sign being constructed or installed in relation to a home business, home industry or home occupation in a residential zone.
2. This clause does not affect any other requirement of this Policy in relation to exempt development”

Where the signage is over a footpath/public road a separate approval under s. 138 of the *Roads Act 1993* is required by Council.

**Notes:**

1. Although the works may meet the exempt criteria above, there is also still a requirement to obtain a consent permit (sign licence) from the local authority under the *State Environmental Planning Policy No 64 – Advertising and Signage*.
2. Although no building approval is required, the signs are still required to comply with Section B of the BCA for structural design and compliance.
3. If not meeting the full exempt criteria for the individual signage type as per the exempt criteria code, the sign will require a development consent application from Council (DA) and a construction certificate prior to any works commencing.
4. A private certifier is not able to issue an approval for as-built works.



FAÇADE PLACEMENT



FREE-STANDING BILLBOARD



PERPENDICULAR PLACEMENT