

## Part 3 — Reserves

### 3.1 Reserves

Certain lands within the Scheme area are classified as –

- (a) Regional Reserves; or
- (b) Local Reserves.

### 3.2 Regional Reserves

3.2.1 The lands shown as “Regional Reserves” on the Scheme Map are lands reserved under the Metropolitan Region Scheme and are shown on the Scheme Map for the purposes of the *Planning and Development Act, 2005*. These lands are not reserved under the Scheme.

3.2.2 The approval of the local government under the Scheme is not required for the commencement or carrying out of any use or development on a Regional Reserve.

*Note: The provisions of the Metropolitan Region Scheme continue to apply to such Reserves and approval is required under the Metropolitan Region Scheme from the Commission for the commencement or carrying out of any use or development on a Regional Reserve unless specifically excluded by the Region Scheme.*

### 3.3 Local Reserves

“Local Reserves” are delineated and depicted on the Scheme Map according to the legend on the Scheme Map.

### 3.4 Use and Development of Local Reserves

3.4.1 Except as otherwise provided in clause 8.2, a person must not -

- (a) use a Local Reserve; or
- (b) commence or carry out development on a Local Reserve without first having obtained planning approval under Part 9 of the Scheme.

3.4.2 In determining an application for planning approval the local government is to have due regard to –

- (a) the matters set out in clause 10.2; and
- (b) the ultimate purpose intended for the Reserve.

3.4.3 In the case of land reserved for the purposes of a public authority, the local government is to consult with that authority before determining an application for planning approval.

3.4.4 Any land shown as a local reserve that is not at the gazettal of the Scheme owned for the authority for whose purpose the land is reserved, the local government shall deal with that land as if a single residence is permitted and any other land use is permissible on that land in the discretion of the local government.