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**PLANNING**

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**PL402****PLANNING AND DEVELOPMENT ACT 2005****NOTICE OF AMENDMENT TO THE DECLARATION OF PLANNING CONTROL AREA 145**

Morley Ellenbrook Line—Malaga

*City of Swan*

File: RLS/0883

**General Description**

The Minister for Planning has granted approval to amend Planning Control Area (PCA) 145. PCA 145 has previously been declared and amended to protect land required for the Morley Ellenbrook Line (MEL) at Malaga. The planning control area is now amended to excise a portion of Lot 811, the land east of Beechboro Road North, south of the MEL rail alignment and north of Marshall Road to remove the overlapping purposes of PCA 145 and PCA 174 and ensure alignment between the PCA boundaries, as shown on the Western Australian Planning Commission (WAPC) plan numbered 3.2764/3.

For the purpose of PCA 145 the excised land is no longer required for the delivery of the MEL project, rail infrastructure or associated roads. The planning proposals for the exercised land align with the current protection purpose of PCA 174.

**Purpose of the Planning Control Area**

The purpose of this amended PCA is to facilitate development of the land for railway purposes. The WAPC considers that the amended PCA is required to ensure that no further development occurs on this land which might prejudice this purpose.

**Duration and Effects**

The amended PCA has effect from the date of publication of this notice in the *Government Gazette* to 14 August 2025 or until revoked by the WAPC with the approval of the Minister.

A person shall not commence and carry out development in a PCA without the prior approval of the WAPC. The penalty for failure to comply with this requirement is \$200,000, and in the case of a continuing offence, a further fine of \$25,000 for each day during which the offence continues.

Compensation is payable in respect of land injuriously affected by this declaration, and land so affected may be acquired by the WAPC in the same circumstances and in the same manner as if the land had been reserved in the Metropolitan Region Scheme for a public purpose.

**Display Locations**

- Western Australian Planning Commission, 140 William Street, Perth
- J S Battye Library, Level 3 Alexander Library Building, Perth Cultural Centre
- City of Swan

Documents can also be viewed online at the Department of Planning, Lands and Heritage website  
<https://www.wa.gov.au/government/document-collections/planning-control-areas>

Ms SAM FAGAN, Secretary, Western Australian Planning Commission.