

Planning and Development (Planning and Land Authority) Delegation 2015 (No 1)

Notifiable instrument NI2015–20

made under the

Planning and Development Act 2007, s 20 (Delegation by authority)

1 Name of instrument

This instrument is the *Planning and Development (Planning and Land Authority) Delegation 2015 (No 1)*.

2 Commencement

This instrument commences on the day after notification.

3 Terms used

affected lease means a lease on which there are improvements including is affected residential premises.

buy-back program means the program—

- (a) involving the surrender of affected leases; and
- (b) for which funding was appropriated under the *Appropriation (Loose-fill Asbestos Eradication) Act 2014-2015*.

Determination/Surrender of a Crown Lease means the approved form AF 2012-59 available on the ACT Legislation Register.

loose-fill asbestos insulation see the *Dangerous Substances (General) Regulation 2004*, section 338.

residential premises means premises, or a part of premises, that are a class 1 or class 2 building.

response to offer form means the form issued to the lessee of an affected lease as part of the buyback program.

4 Delegation of functions - sections 299 and 300

I delegate the functions of the planning and land authority under the *Planning and Development Act 2007*, section 299 and section 300 to the occupants from time to time of the positions identified in schedule 1 to the extent that the exercise of the function is to:

- (a) consent to the surrender of an *affected lease* if—

- i. the lessee of an affected lease has signed the response to offer and agreed to the surrender of the affected lease; and
 - ii. the affected lease is part of the buy-back program; or
- (b) accept the surrender of an affected lease if the lessee of an affected lease has completed form Determination/Surrender of a Crown Lease and returned it to the Asbestos Response Taskforce; or
- (c) authorise payment of an amount prescribed by regulation under the Act, section 300 (2) to the lessee of an affected lease in the circumstances prescribed by regulation under the Act, section 300 (3).

5 Revocation

I hereby revoke notifiable instrument NI2014-657.

Dorte Ekelund
Chief Planning Executive

18 January 2015

Schedule 1

Position Number (PN)	Position Title
PN: E00684	Head of the Asbestos Response Taskforce
PN: E00558	Executive Director, Project Management and Risk
PN: E00772	Director, Communications and Personal Support
PN: E00777	Director, Acquisition and Asset Management