

AUSTRALIAN CAPITAL TERRITORY

City Area Leases (Amendment) Ordinance (No. 2) 1986

No. 20 of 1986

I, THE GOVERNOR-GENERAL of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, hereby make the following Ordinance under the *Seat of Government (Administration) Act 1910*.

Dated 27 June 1986.

N. M. STEPHEN
Governor-General

By His Excellency's Command,

G. SCHOLES
Minister of State for Territories

Short title

1. This Ordinance may be cited as the *City Area Leases (Amendment) Ordinance (No. 2) 1986*.¹

Commencement

2. This Ordinance shall come into operation on such date as is fixed by the Minister of State for Territories by notice in the *Gazette*.

Principal Ordinance

3. In this Ordinance, "Principal Ordinance" means the *City Area Leases Ordinance 1936*.²

Interpretation

4. Section 3 of the Principal Ordinance is amended by inserting before the definition of “lease” in sub-section (1) the following definition:

“ ‘determined fee’ means a fee determined by the Minister under section 37B for the purposes of the provision in which the expression occurs;”.

Power to lease without auction or inviting applications

5. Section 17 of the Principal Ordinance is amended by adding at the end the following sub-sections:

“(2) Application may be made to the Minister for the grant of a lease under this section.

“(3) An application under sub-section (2)—

- (a) shall specify the purpose for which the land is required;
- (b) may specify the desired size and location of the land; and
- (c) shall be accompanied by the determined fee.

“(4) Where a lease is not granted to the applicant within 6 months of the date on which the application is made, there is payable to the applicant, on application by him or her, an amount equal to the determined fee paid by the applicant.”.

Assignment, mortgage, &c., of lease where building required to be erected on the land

6. Section 28 of the Principal Ordinance is amended by inserting in sub-section (3) “, on payment of the determined fee,” after “The Minister may”.

7. After section 37A of the Principal Ordinance the following section is inserted:

Determined fee

“37B. The Minister may, by notice in writing in the *Gazette*, determine fees for the purposes of this Ordinance.”.

NOTES

1. Notified in the *Commonwealth of Australia Gazette* on 30 June 1986.
2. No. 31, 1936, as amended to date. For previous amendments *see* Note 2 to No. 16, 1986 and *see also* No. 16, 1986.