

1992

THE LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

(As presented)

(Minister for the Environment, Land and Planning)

**Land (Planning and Environment)
(Amendment) Bill (No. 2) 1992**

A BILL

FOR

An Act to amend the *Land (Planning and Environment) Act 1991*

The Legislative Assembly for the Australian Capital Territory enacts as follows:

Short title

- 5 **1.** This Act may be cited as the *Land (Planning and Environment) (Amendment) Act (No. 2) 1992*.

Commencement

2. (1) Sections 1, 2 and 3 commence on the day on which this Act is notified in the *Gazette*.

(2) The remaining provisions commence on 1 January 1993.

82092 1992/191 (T92/92)

Principal Act

3. In this Act, "Principal Act" means the *Land (Planning and Environment) Act 1991*.¹

Granting of leases

- 5 4. Section 161 of the Principal Act is amended by omitting subsections (7), (8) and (9).

Leases to community organisations

5. Section 163 of the Principal Act is amended by omitting subsections (6) and (7).

10 **Special leases**

6. Section 164 of the Principal Act is amended by omitting subsections (5) and (6).

Authority to consider proposed leases

- 15 7. Section 165 of the Principal Act is amended by omitting subsection (11).

Grant of leases

8. Section 209 of the Principal Act is amended by omitting subsections (3) and (4).

Insertion

- 20 9. After section 216 of the Principal Act, the following section is inserted:

Notification of certain leases to the Legislative Assembly

- 25 "216A. (1) If the Executive grants a lease under paragraph 161 (1) (d), or section 163, 164 or 209, during a quarter, the Minister shall cause to be laid before the Legislative Assembly within 5 sitting days after the expiration of that quarter a statement that sets out, in respect of each lease granted under any of those provisions during that quarter—

- 30 (a) the name of the person to whom the lease was granted;
- (b) a description of the land comprised in the lease that is in accordance with section 8 of the *Districts Act 1966*;
- (c) the amount (if any) paid for the grant of the lease; and
- (d) the provision of the Act under which the lease was granted.

"(2) If the Executive grants an unrecommended lease during a quarter, the Minister shall cause to be laid before the Legislative Assembly within 5

sitting days after the expiration of that quarter a statement that sets out, in respect of each unrecommended lease granted during the quarter—

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- (a) the name of the person to whom the lease was granted;
 - (b) a description of the land comprised in the lease that is in accordance with section 8 of the *Districts Act 1966*;
 - (c) the amount (if any) paid for the grant of the lease; and
 - (d) the provision of the Act under which the lease was granted.

“(3) The validity of a lease referred to in subsection (1) or (2) is not affected by a failure to comply with that subsection.

10 “(4) In this section—

‘quarter’ means a period of 3 months commencing on 1 January, 1 April, 1 July or 1 October in any year;

15 ‘unrecommended lease’ means a lease in respect of which the Executive has been advised under subsection 165 (3) that the Authority considers that the lease could not appropriately be granted.”.

NOTE

1. Act No. 100, 1991 as amended by No. 32, 1992.



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Authorised by the ACT Parliamentary Counsel—also accessible at www.legislation.act.gov.au