



**AUSTRALIAN CAPITAL TERRITORY**

**LAND (PLANNING AND ENVIRONMENT) ACT 1991**

**REVOCAION AND DETERMINATION OF FEES**

**DETERMINATION NO. 225 OF 1997**

Pursuant to section 287 of the Land (Planning and Environment) Act 1991 (the Act), I revoke the provisions of Determination of Fees No 153 notified in Gazette No S208 on 3 July 1997 that relate to the fee payable under sections 217 and 226 of the Act, and I determine that the fees for the purposes of sections 217 and 226 of the Act shall be in accordance with the Schedule

Dated the

19<sup>th</sup>

day of September 1997

Gary Humphries  
Minister for the Environment,  
Land and Planning

THIS IS PAGE 1 OF THE SCHEDULE TO THE DETERMINATION MADE  
 BY THE MINISTER UNDER THE LAND (PLANNING AND ENVIRONMENT)  
 ACT 1991 ON THE 19<sup>th</sup> DAY OF September 1997.

| Relevant Section for which a fee is payable | Description of matter in respect of which fee is payable   | Fee payable \$                     |
|---|--|------------------------------------|
| S 217                                       | <b>Grant of Industrial Area Licence</b>  |                                    |
|   | Application for grant of a licence for industrial area sites   | 1,730                              |
|   | <b>Grant of Licence to occupy or use Territory Land</b>  |                                    |
| S 217                                       | (1) Application for grant of licence to occupy or use an area of Territory land that is not Public Land as specified in Schedule 1 of the Land (Planning and Environment) Act 1991 |                                    |
|   | (a) Short term commercial use for restricted clientele   |                                    |
|   | (i) Application fee  | 26                                 |
|   | (ii) Whole day   | 66                                 |
|   | (iii) Part day   | 46                                 |
|   | (2) Application for the grant of a licence to occupy or use an area of unleased Territory Land that is not Public Land in respect of nature strips                                 |                                    |
|   | Note: in this instrument nature strip means the area of land from the kerb of the constructed road to the block boundary   |                                    |
|   | (a) Works associated with Development of Nature Strips   | NIL                                |
|   | (b) Storage of building materials (established residential only)   |                                    |
|   | Application fee plus surcharge for period of use   | 26                                 |
|   |  | plus 26 per week for period of use |

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 Minister's Initials

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| Relevant<br>Section for<br>which a fee is<br>payable | Description of matter in respect of which fee is<br>payable   | Fee payable<br>\$                        |
|--|---|--|
|  | (c) Business promotion ( eg private<br>enterprise land development<br>advertisement)  |  |
|  | Application fee plus surcharge for<br>period of use   | 26                                       |
|  |   | plus 26 per<br>week for period<br>of use |
|  | (3) Licence for purposes connected with the<br>occupancy or use of unleased Territory<br>Land that is not Public Land   | 1,730                                    |
|  | (4) Application made by a community<br>organisation as defined by Section 163 of<br>the Land (Planning and Environment) Act<br>1991 to  |  |
|  | (i) Conduct a market to sell used goods   | NIL                                      |
|  | (ii) Conduct a meeting of a community<br>organisation   | NIL                                      |
|  | (iii) Conduct community activities  | NIL                                      |
|  | <b>Grant of a licence for an Outdoor Cafe</b>   |  |
|  | Licence for the purposes of occupancy of<br>unleased Territory Land for an outdoor<br>cafe, and there is a permit under the <i>Roads<br/>and Public Places Act 1937</i> in respect of<br>the operation of that outdoor cafe | NIL                                      |
|  | <b>Grant of a licence to use a room in the<br/>Legislative Assembly Building</b>  |  |
|  | (i) Charity or community groups   | 30 per day or<br>part there of           |
|  | (ii) Commercial or other groups   | 55 per day or<br>part there of           |



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| Relevant Section for which a fee is payable | Description of matter in respect of which fee is payable  | Fee payable \$                                       |
|---|---|--|
| <b>Application for Development</b>          |   |  |
| S 226                                       | 1(a) the erection, alteration or demolition of a building or a structure on or under the land   |  |
|   | (b) the carrying out of earthworks or other constructions work on or under the land.  |  |
|   | (c) the carrying out of work that would affect the landscape of the land except where the land is leased for residential purposes only and is not specified in the Heritages Places Register, or an Interim Heritage Places Register, as a Heritage place |  |
|   | Where the cost of work is -   |  |
|   | 0 to 1,500  | 75   |
|   | 1,501 to 5,000  | 75 plus 0 183% of the amount in excess of 1,500      |
|   | 5,001 to 20,000   | 81 40 plus 0 188% of the amount in excess of 5,000   |
|   | 20,001 to 100,000   | 109 60 plus 0 188% of the amount in excess of 20,000 |
|   | 100,001 to 150,000  | 260 plus 0.15% of the amount in excess of 100,000    |
|   | 150,001 to 250,000  | 335 plus 0 15% of the amount in excess of 150,000    |
| Where the cost of work is -                 |   |  |
| 250,001 to 500,000                          | 485 plus 0 15% of the amount in   |  |
|   | S#  |  |
|   | Minister's Initials   |  |

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| Relevant Section for which a fee is payable | Description of matter in respect of which fee is payable                       | Fee payable \$  |
|---|--|---|
|   |  | excess of 250,000                                       |
|   | 500,001 to 1,000,000   | 860 plus 0.12% of the amount in excess of 500,000       |
|   | 1,000,001 to 10,000,000  | 1460 plus 0.075% of the amount in excess of 1,000,000   |
|   | more than 10,000,000   | 8,210 plus 0.05 % of the amount in excess of 10,000,000 |
| 2   | The use of land for a business   |   |
|   | (a) Home Business within the meaning of the Territory Plan                     |   |
|   | ⇒ For approval to carry out a home business for a term of 1 year               | 350   |
|   |  | Plus 40 for each additional year up to 4 years          |
|   | ⇒ For renewal of an approval to carry out a home business for a term of 1 year | 160   |
|   |  | Plus 40 for each additional year up to 4 years          |
| 3   | Use of land for an activity prescribed for the purposes of S175                | 350   |

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|---|--|---|
|   | 5. Lease Variation   |   |
|   | Application for one or more of the following:  | 1,170   |
|   | (a) vary a lease   |   |
|   | (b) vary the development rights of a lease   |   |
|   | (c) vary the Gross Floor Area of a lease   |   |
|   | (d) to add land to a lease   |   |
|   | (e) to excise land from a lease  |   |
|   | (f) to payout the land rent portion of a lease   |   |
|   | (g) to vary a Unit lease by a single application which affects more than one unit in the same Units Plan   | 1,170 for one unit<br>plus 275 for each additional unit |
|   | <b>Subdivision / Consolidation</b>   |   |
|   | • for a grant of a new lease for the purpose of effecting a sub-division or consolidation of Territory land  | 1,170   |
|   | • to reduce the area of the land comprised in the lease, in accordance with lease conditions   | Nil   |
|   | <b>Sub Division of Land for Development or Sale</b>  |   |
|   | • to execute new leases for the purpose of effecting the subdivision of land where the land is to be subdivided was held under a lease granted for the purpose of development and sale | Nil   |
|   | <b>Mining Activities</b>   |   |
|   | • to carry out mining activities   | 3,460   |

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| <b>Relevant<br/>Section for<br/>which a fee is<br/>payable</b> | <b>Description of matter in respect of which fee is<br/>payable</b> | <b>Fee payable<br/>S</b> |
|--|---|--------------------------|
|--|---|--------------------------|

**Application for development within a Local  
Centre**

|  |  |     |
|--|--|-----|
|  | Application for development within a<br>Local Centre as defined by the Territory<br>Plan as Local Centre (Commercial 'D'),<br>and there is in respect to that development<br>a declaration under Regulation 13A of the<br><i>Land (Planning and Environment)</i><br><i>Regulations</i> | Nil |
|--|--|-----|

**Application for development within Civic  
Revitalisation Area**

|  |  |     |
|--|--|-----|
|  | Application for development within the<br>Civic Revitalisation Area defined by the<br>Territory Plan as Civic Centre<br>'Commercial B2A' or Northbourne Avenue<br>Corridor 'Commercial B2E' restricted only<br>to a lease variation to a current office use<br>lease for residential and/or non-commercial<br>uses | Nil |
|--|--|-----|

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Minister's Initials