

AUSTRALIAN CAPITAL TERRITORY

LAND (PLANNING AND ENVIRONMENT) ACT 1991

LAND (PLANNING AND ENVIRONMENT) CRITERIA FOR DIRECT LEASE
GRANTS (PRIVATE ENTERPRISE LAND DEVELOPMENTS) DETERMINATION 2003

DISALLOWABLE INSTRUMENT DI2003 - 198

EXPLANATORY STATEMENT

This disallowable instrument is being redetermined as a result of the *Planning and Land (Consequential Amendments) Act 2002* which transfers certain powers from the Minister/Executive to the Planning and Land Authority.

This disallowable instrument made under subsection 161(7) of the *Land (Planning and Environment) Act 1991* establishes criteria for the direct grant of leases over individual blocks of land within Private Enterprise Land Development Estates following the surrender of a Holding Lease.

The disallowable instrument provides that the applicant must:

- be the lessee of the Holding Lease or a person nominated by that lessee;
- accept responsibility for the provision and maintenance of all works required for the development of each block;
- where not the lessee of the holding lease, demonstrate the capacity to satisfy the development covenants;
- pay all applicable fees and charges.

Prior to leases being granted over individual blocks, the developer of the Holding Lease must:

- have submitted for approval development conditions and survey plans relating to the land; and
- have been issued a Certificate of Practical Completion.