

**AUSTRALIAN CAPITAL TERRITORY  
LAND (PLANNING AND ENVIRONMENT) ACT 1991**

**EXPLANATORY MEMORANDUM  
DISALLOWABLE INSTRUMENT FOR THE PURPOSES OF SUBSECTION  
163 (4)**

**INSTRUMENT NO. 132 OF 2000**

The *Land (Planning and Environment) Act 1991* (ACT) ("the Act") provides for planning, heritage, environmental and leasing matters in respect of Territory Land.

The Act enables Territory Land to be granted by auction, tender, ballot or direct grant. A direct grant must be in accordance with criteria that are specified in a disallowable instrument.

The Disallowable Instrument made under subsection 163(4) establishes criteria in accordance with subsection 163(3) for the direct grant of a Crown lease to community organisations for the purposes of an educational establishment.

The Disallowable Instrument provides, inter alia, that the applicant must:

- use the land for an educational establishment;
- have the support of the relevant ACT agencies; and
- be able to develop and manage the land to a standard acceptable to the Territory.