

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

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

INSTRUMENT NO. 225 OF 1998

The Land (Planning and Environment) Act 1991 (the Land Act) establishes a regime which provides for planning, heritage, environmental and land matters in respect of Territory land.

The Land Act enables Territory Land to be granted by auction, tender, ballot or direct grant. Where a lease is granted by way of direct grant, it cannot be otherwise than 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 for part Section 20 Gungahlin.

The disallowable instrument provides that the applicant must:

- use the land for an educational establishment;
- be the Anglican Diocese of Canberra and Goulburn; and
- be able to develop and manage the land to a standard acceptable to the Territory.