

AUSTRALIAN CAPITAL TERRITORY
LAND (PLANNING AND ENVIRONMENT) ACT 1991
EXPLANATORY STATEMENT
DETERMINATION OF CONDITIONS
INSTRUMENT NO. 23 OF 1998

As part of the Government's response to the 'Report into the Administration of the ACT Leasehold' (the Stein Inquiry) the Government agreed that the renewal of a rural lease should be in accordance with the Rural Lease Policy Guidelines and the Rural Lease Term Plan

Part V of the Act deals with Land Administration. Under sub-section 171A(1) of the Act the Minister may prescribe by instrument the conditions subject to which the Executive shall grant a further rural lease.

The instrument details the conditions for the grant of a further rural lease. Two schedules are attachments to the instrument. They are the Rural Lease Policy Guidelines and the Rural Lease Term Plan. The Rural Lease Term Plan designates areas in the ACT where lease terms are available for up to 50 years. Shorter term lease areas (up to 20 years) are also denoted on the plan. The Rural Lease Policy Guidelines identifies the policies applicable to rural leases in the ACT.

Other conditions in the instrument include.

- a limit on the number of dwellings on the land,
- rent payable shall be in accordance with the Rural Lease Policy Guidelines,
- a Property Management Agreement and Environmental Survey is to be prepared prior to the grant of a further lease,
- a withdrawal clause will apply to land that may be required by the Territory in the future for public purposes,
- all rent is paid up prior to the grant of a further lease, and where a further lease is granted for a term greater than 20 years the lessee is required to purchase all the government owned improvements excluding timber treatment.